

# Union Calendar No. 618

118TH CONGRESS  
2D SESSION

# H. R. 5103

[Report No. 118-733]

To require the Director of the Office of Management and Budget to approve or deny spend plans within a certain amount of time, and for other purposes.

---

## IN THE HOUSE OF REPRESENTATIVES

AUGUST 1, 2023

Mr. DONALDS (for himself, Mrs. PELTOLA, Mr. BILIRAKIS, Mr. MOSKOWITZ, Mr. DUNN of Florida, Mr. CARTER of Louisiana, Mr. NEHLS, Mr. MOYLAN, Mr. RUTHERFORD, Mr. WEBSTER of Florida, Mrs. LUNA, Mrs. RADEWAGEN, and Mr. MAST) introduced the following bill; which was referred to the Committee on Natural Resources

NOVEMBER 14, 2024

Additional sponsors: Mr. HIGGINS of Louisiana, Mr. PANETTA, Mr. SCOTT FRANKLIN of Florida, Ms. PLASKETT, Mr. GROTHMAN, Mr. D'ESPOSITO, Mr. LALOTA, Mrs. GONZÁLEZ-COLÓN, Mr. WEBER of Texas, Ms. MACE, Mr. DAVIS of North Carolina, Mr. FRY, Mr. CARL, Mr. WALTZ, Mr. GRIJALVA, Mr. HUFFMAN, Ms. SALAZAR, Mr. MAGAZINER, Mr. HARDER of California, Mr. STEUBE, Mr. CARBAJAL, Mr. COSTA, Mr. DIAZ-BALART, Mr. MULLIN, Mr. POSEY, Mr. ROUZER, Mrs. CHERFILUS-McCORMICK, Mr. LAWLER, Ms. LOIS FRANKEL of Florida, Mr. KEAN of New Jersey, Mr. PHILLIPS, Mr. GUTHRIE, Mr. KENNEDY, Ms. LEE of Florida, Mr. GIMENEZ, Ms. TENNEY, and Mr. VICENTE GONZALEZ of Texas

NOVEMBER 14, 2024

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italie*]

[For text of introduced bill, see copy of bill as introduced on August 1, 2023]

# **A BILL**

To require the Director of the Office of Management and Budget to approve or deny spend plans within a certain amount of time, and for other purposes.

1        *Be it enacted by the Senate and House of Representa-*  
 2        *tives of the United States of America in Congress assembled,*

3        **SECTION 1. SHORT TITLE.**

4        *This Act may be cited as the “Fishery Improvement*  
 5        *to Streamline untimely regulatory Hurdles post Emergency*  
 6        *Situation Act” or the “FISHES Act”.*

7        **SEC. 2. SPEND PLANS.**

8        *Section 312(a)(6) of the Magnuson-Stevens Fishery*  
 9        *Conservation and Management Act (16 U.S.C. 1861a(a)(6))*  
 10       *is amended—*

11                *(1) in subparagraph (D), to read as follows:*

12                        *“(D) SPEND PLANS.—*

13                                *“(i) IN GENERAL.—To receive an allo-*  
 14                                *cation from funds available under para-*  
 15                                *graph (9), a requester with an affirmative*  
 16                                *fishery resource disaster determination shall*  
 17                                *submit a spend plan to the Secretary, not*  
 18                                *more than 120 days after receiving notifica-*  
 19                                *tion that funds are available, that shall in-*  
 20                                *clude the following information, if applica-*  
 21                                *ble:*

22                                        *“(I) Objectives and outcomes, with*  
 23                                        *an emphasis on addressing the factors*  
 24                                        *contributing to the fishery resource dis-*

1                    *aster and minimizing future uninsured*  
 2                    *losses, if applicable.*

3                    *“(II) Statement of work.*

4                    *“(III) Budget details.*

5                    *“(ii) REVIEW.—*

6                    *“(I) IN GENERAL.—The Secretary*  
 7                    *shall review a spend plan submitted*  
 8                    *under clause (i) to determine if it is*  
 9                    *complete and provide notice within 10*  
 10                   *days.*

11                   *“(II)        INCOMPLETE        SPEND*  
 12                   *PLAN.—If the Secretary determines*  
 13                   *that a spend plan submitted under*  
 14                   *clause (i) is not complete, when pro-*  
 15                   *viding the notice required by subclause*  
 16                   *(I), the Secretary shall provide a de-*  
 17                   *tailed description of the information*  
 18                   *that is necessary for the spend plan to*  
 19                   *be determined complete.”; and*

20                   *(2) in subparagraph (F)(i), to read as follows:*

21                   *“(i) AVAILABILITY.—*

22                   *“(I) TIMELINE.—Funds shall be*  
 23                   *made available to grantees not later*  
 24                   *than 90 days after the date the Sec-*  
 25                   *retary receives a complete spend plan.*

1                   “(II) *REVIEW OF COMPLETED*  
2                   *SPEND PLAN AND APPORTIONMENT OF*  
3                   *FUNDS.—If so requested, the Director*  
4                   *of the Office of Management and Budget*  
5                   *may review a completed spend plan*  
6                   *concurrently with the Secretary. The*  
7                   *Director of the Office of Management*  
8                   *and Budget may not delay the timeline*  
9                   *described in subclause (I).”.*

Union Calendar No. 618

118<sup>TH</sup> CONGRESS  
2<sup>D</sup> Session

H. R. 5103

[Report No. 118-733]

A BILL

To require the Director of the Office of Management and Budget to approve or deny spend plans within a certain amount of time, and for other purposes.

NOVEMBER 14, 2024

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed