

Fishery Improvement to Streamline untimely regulatory Hurdles post Emergency Situation Act

[Public Law 118–229]

[This law has not been amended]

【Currency: This publication is a compilation of the text of Public Law 118–229. It was last amended by the public law listed in the As Amended Through note above and below at the bottom of each page of the pdf version and reflects current law through the date of the enactment of the public law listed at <https://www.govinfo.gov/app/collection/comps/>】

【Note: While this publication does not represent an official version of any Federal statute, substantial efforts have been made to ensure the accuracy of its contents. The official version of Federal law is found in the United States Statutes at Large and in the United States Code. The legal effect to be given to the Statutes at Large and the United States Code is established by statute (1 U.S.C. 112, 204).】

AN ACT 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.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. [16 U.S.C. 1801 note] SHORT TITLE.

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

SEC. 2. SPEND PLANS.

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

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

“(D) SPEND PLANS.—

“(i) IN GENERAL.—To receive an allocation from funds available under paragraph (9), a requester with an affirmative fishery resource disaster determination shall submit a spend plan to the Secretary, not more than 120 days after receiving notification that funds are available, that shall include the following information, if applicable:

“(I) Objectives and outcomes, with an emphasis on addressing the factors contributing to the fishery resource disaster and minimizing future uninsured losses, if applicable.

“(II) Statement of work.

“(III) Budget details.

“(ii) REVIEW.—

“(I) IN GENERAL.—The Secretary shall review a spend plan submitted under clause (i) to deter-

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mine if it is complete and provide notice within 10 days.

“(II) INCOMPLETE SPEND PLAN.—If the Secretary determines that a spend plan submitted under clause (i) is not complete, when providing the notice required by subclause (I), the Secretary shall provide a detailed description of the information that is necessary for the spend plan to be determined complete.”; and

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

“(i) AVAILABILITY.—

“(I) TIMELINE.—Funds shall be made available to grantees not later than 90 days after the date the Secretary receives a complete spend plan.

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