

**FILE**



**UNITED STATES DEPARTMENT OF COMMERCE  
National Oceanic and Atmospheric Administration  
OFFICE OF FINANCE AND ADMINISTRATION**

**GRANTS MANAGEMENT DIVISION  
1325 EAST-WEST HIGHWAY  
SSMC2 - OFA62 - NINTH FLOOR  
SILVER SPRING, MARYLAND 20910-3283**

07-378  
07-321  
3-17-05  
EPP

MAR 18 2005

Mr. William Hines  
Executive Director  
Alaska Fisheries Marketing Board  
P. O. Box 22131  
Juneau, AK 99802

Reference: NOAA Award No. NA05NMF4521004  
Amendment 0  
Federal Share: \$10,000,000

Dear Mr. Hines:

Enclosed for your review and approval are two originals of the above referenced NOAA direct payment award as authorized in Public Law 108-447, Section 206. If you concur, sign each of the originals and return the one marked 'Grants Copy' to the address above within 30 days of receipt. The copy marked 'Recipient Copy' is for your files.

There are no provisions required for this award. If you should have any questions, please contact Michael J. Nelson at 301-713-0926, ext. 123.

Sincerely,  
  
Michael J. Nelson  
NOAA Grants Management Chief

cc: JoAnna Grable




FORM CD-450 (REV 10/03) U. S. DEPARTMENT OF COMMERCE <b>FINANCIAL ASSISTANCE AWARD</b>		<input checked="" type="checkbox"/> GRANT <input type="checkbox"/> COOPERATIVE AGREEMENT
		ACCOUNTING CODE N/A
RECIPIENT NAME ALASKA FISHERIES MARKETING BOARD	AWARD NUMBER NA05NMF4521004	
STREET ADDRESS PO BOX 22131	FEDERAL SHARE OF COST \$10,000,000	
CITY, STATE, ZIP CODE JUNEAU, AK 99802-2131	RECIPIENT SHARE OF COST \$0	
AWARD PERIOD 03/01/2005 - 02/28/2206	TOTAL ESTIMATED COST \$10,000,000	
AUTHORITY *Pub.L. 108-447, Sec. 206		
CFDA NO. AND PROJECT TITLE    Project Title: Direct Payment with No Specific Purpose 11.452		

This Award approved by the Grants Officer is issued in triplicate and constitutes an obligation of Federal funding. By signing the three documents, the Recipient agrees to comply with the Award provisions checked below and attached. Upon acceptance by the Recipient, two signed Award documents shall be returned to the Grants Officer and the third document shall be retained by the Recipient. If not signed and returned without modification by the Recipient within 30 days of receipt, the Grants Officer may unilaterally terminate this Award.

*N/A*

- Department of Commerce Financial Assistance Standard Terms and Conditions
- Special Award Conditions (Attachment B)
- Line Item Budget (Attachment A)
- 15 CFR Part 14, Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, Other Non-Profit, and Commercial Organizations
- 15 CFR Part 24, Uniform Administrative Requirements for Grants and Agreements to State and Local Governments
- OMB Circular A-21, Cost Principles for Educational Institutions
- OMB Circular A-87, Cost Principles for State, Local, and Indian Tribal Governments
- OMB Circular A-122, Cost Principles for Nonprofit Organizations
- 48 CFR Part 31, Contract Cost Principles and Procedures
- OMB Circular A-139, Audits of States, Local Governments, and Non-Profit Organizations
- Other(s) Department of Commerce Pre-Award Notification requirements for Grants and Cooperative Agreements, 66 FR 49917 as amended by the Federal Register notice published on October 30, 2002 (67 FR 66109)  
\*Consolidated Appropriation Act, 2005, Pub.L.108-447, Div. B, Title II, General Provisions, Sec.206

SIGNATURE OF DEPARTMENT OF COMMERCE GRANTS OFFICER 	TITLE NOAA GRANTS OFFICER	DATE MAR 18 2005
TYPED NAME AND SIGNATURE OF AUTHORIZED RECIPIENT OFFICIAL	TITLE	DATE

**Listing of FY 2005 NOAA new programs, grants, direct payments included in  
TITLE II—DEPARTMENT OF COMMERCE AND RELATED AGENCIES of  
the Appropriation Act Pub. L. 108-477 - "Consolidated Appropriations Act, 2005".**

**Summary:**

- 2 direct payments (See comment 1 and 10 - the one to the University of Alaska may not be from NOAA's appropriation.)
- 1 grant for a specific purpose Comment 7 - National Marine Sanctuaries Foundation.
- 2 grants for a specific purpose but the recipients are not specifically named in the appropriation act. The Report language may shed additional light however; these should be treated as soft earmarks since no specific recipient is named.)
- 2 new financial assistance programs.
- Authorization/financing for 3 FCRP (Southeast Alaska purse seine fishery; Federal Gulf of Mexico Reef Fish FMP, the non-pollock groundfish fishery in the BSAL.)

**Comments:**

1. A direct payment of \$10,000,000 to the Alaska Fisheries Marketing Board.
2. Sec. 206 makes \$1,000,000 available for the "Wild American Shrimp Initiative". This is an ongoing activity funded as a grant to the Wild American Shrimp Alliance. The use of the term "initiative" and not listing the specific organization should be interpreted as the intent to make a grant.
3. Sec. 206 also makes available \$1,000,000 for the Gulf Oyster Industry Education Program. No specific recipient is listed and the description implies a grant. I will need to compare this language with the report language to determine whether this is a congressionally-identified award.

**TITLE II—DEPARTMENT OF COMMERCE AND RELATED  
AGENCIES**

**GENERAL PROVISIONS—DEPARTMENT OF COMMERCE**

**SEC. 206.** Of the amount available from the fund entitled "Promote and Develop Fishery Products and Research Pertaining to American Fisheries", \$10,000,000 shall be provided to the Alaska Fisheries Marketing Board, \$1,000,000 shall be available for the "Wild American Shrimp Initiative", and \$1,000,000 shall be available for the Gulf Oyster Industry Education Program: *Provided,* That: (1) the Alaska Fisheries Marketing Board (hereinafter "the Board") shall be a nonprofit organization and not an agency or establishment of the United States; (2) the Secretary may appoint, assign, or otherwise designate as Executive Director an employee of the Department of Commerce, who may serve in an official capacity in such position, with or without reimbursement, and such appointment or assignment shall be without interruption or