

Public Law 94-485
94th Congress

An Act

Oct. 12, 1976

[S. 1414]

To amend the Commercial Fisheries Research and Development Act of 1964 to change certain procedures in order to improve the operation of the programs under such Act and to make the Trust Territory of the Pacific Islands eligible to participate in such programs.

Commercial
Fisheries
Research and
Development Act
of 1964,
amendments.
16 USC 779.

16 USC 779c.

Apportioned
funds.

16 USC 779d.

Effective date.
16 USC 779 note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Commercial Fisheries Research and Development Act of 1964 (16 U.S.C. 779 et seq.) is amended—

(1) by striking out “and Guam” in section 2 and inserting in lieu thereof “Guam, and the Trust Territory of the Pacific Islands”;

(2) by inserting “initial” immediately after “receive an” in the second sentence of section 5(a);

(3) by amending section 5(b) to read as follows:

“(b) (1) Except as provided in paragraph (2) of this subsection, so much of any apportionment for any fiscal year to any State which is not obligated during such year remains available for obligation to that State to carry out the purposes of this Act until the close of the succeeding fiscal year, and, if unobligated at the end of that year, the funds shall not be considered thereafter to be apportioned to that State and shall remain available until expended to carry out the purposes of this Act as determined by the Secretary without regard to any provision of subsection (a) of this section.

“(2) If any State—

“(A) notifies the Secretary that it does not wish to receive all or any part of any funds apportioned to it for any fiscal year pursuant to subsection (a) of this section, or

“(B) returns to the Secretary funds received by it pursuant to any apportionment pursuant to such subsection (a), such funds shall not be considered to be apportioned to that State and shall immediately be available, and remain available until expended, to carry out the purposes of this Act as determined by the Secretary without regard to any provision of such subsection (a). Any notification or return of funds made by any State pursuant to this paragraph is irrevocable.”; and

(4) by amending section 6(c)—

(A) by inserting “or where he otherwise deems it appropriate,” immediately after “completed,” in the first sentence; and

(B) by striking out the second and third sentences thereof.

SEC. 2. The amendments made by the first section of this Act shall take effect October 1, 1976.

Approved October 12, 1976.

LEGISLATIVE HISTORY:

HOUSE REPORT No. 94-1472 (Comm. on Merchant Marine and Fisheries).

SENATE REPORT No. 94-868 (Comm. on Commerce).

CONGRESSIONAL RECORD, Vol. 122 (1976):

May 21, considered and passed Senate.

Sept. 20, considered and passed House, amended.

Sept. 28, Senate concurred in House amendments.