

# NOTICE OF OFFICE OF MANAGEMENT AND BUDGET ACTION

Date 08/01/2017

Department of Commerce  
National Oceanic and Atmospheric Administration

FOR CERTIFYING OFFICIAL: Rod Turk  
FOR CLEARANCE OFFICER: Jennifer Jessup

In accordance with the Paperwork Reduction Act, OMB has taken action on your request received 07/28/2017

ACTION REQUESTED: No material or nonsubstantive change to a currently approved collection

TYPE OF REVIEW REQUESTED: Regular

ICR REFERENCE NUMBER: 201707-0648-002

AGENCY ICR TRACKING NUMBER:

TITLE: Interim Capital Constructions Fund Agreement, Family of Forms, Certification and Deposit/Withdrawal Report

LIST OF INFORMATION COLLECTIONS: See next page

OMB ACTION: Approved with change

OMB CONTROL NUMBER: 0648-0041

The agency is required to display the OMB Control Number and inform respondents of its legal significance in accordance with 5 CFR 1320.5(b).

EXPIRATION DATE: 03/31/2019

DISCONTINUE DATE:

BURDEN:	RESPONSES	HOURS	COSTS
Previous	2,445	2,732	12,073
New	2,445	2,732	12,073
Difference			
Change due to New Statute	0	0	0
Change due to Agency Discretion	0	0	0
Change due to Agency Adjustment	0	0	0
Change due to PRA Violation	0	0	0

TERMS OF CLEARANCE: Terms of the previous clearance remain in effect.

OMB Authorizing Official: Dominic J. Mancini  
Deputy and Acting Administrator,  
Office Of Information And Regulatory Affairs

List of ICs

IC Title	Form No.	Form Name	CFR Citation
Capital Construction Fund - Deposit/Withdrawal Report	NOAA 34-82	Capital Construction Fund Deposit and Withdrawal Report	
Capital Construction Fund Agreement Family of Forms	NA, 88-14, NA, NA, NA	Schedule A, Capital Construction Fund Agreement, CCF Application, Schedule B - construction, acquisition and/or mortgage payments, Schedule B - reconstruction	
Certificate of Construction or Reconstruction	NA	Certificate of Construction or Reconstruction	

**JUSTIFICATION FOR CHANGE**  
**CAPITAL CONSTRUCTION FUND PROGRAM**  
**OMB CONTROL NO. 0648-0041**

This information collection is revised by making minor changes to four forms due to an associated rule (RIN 0648-AW57).

- This action updates the Regulatory citation on the bottom of the “Schedule B – Qualified Vessel for Construction, Acquisition and/or Mortgage Payments” and “Schedule B – Qualified Vessel for Reconstruction” forms.
- In addition, on the “Schedule B – Qualified Vessel for Reconstruction” form it removes the reference to the minimum cost requirement under line F since the new Regulation has removed any minimum cost requirement on these types of projects. On the “Certificate of Construction/Reconstruction” form the “Note” on the bottom of the form was removed since it was an exception under the previous Regulation to allow program users to meet the minimum cost requirement. As previously mentioned, the minimum cost requirement no longer exists under the current Regulation.
- We have modified the “Capital Construction Fund Agreement” to remove the term “interim” from the title and any other references in the document related to an interim Agreement. This was necessary to make the new form consistent with our program policies since all Agreements made previously under the original “Interim” form were always considered to be permanent Agreements.
- Finally, we are taking this opportunity to add Privacy Act Statements (PASs) to all forms which collect PII and/or BII. Our CCF application previously had a PAS but it was not in the currently DOC-required format.

These changes will have no impact on the cost and burden of this program.

Applicable comments and responses from the final rule:

*Comment 6:* Two individuals and seven entities opined that the stated rationale for the proposed changes were not justified and that the proposed changes impose unnecessary restrictions and less flexibility.

*Response:* NMFS disagrees and maintains that certain provisions of the current regulations no longer make sense given the status of the merchant marine fleet. These changes impose no additional burdens on program users. The changes reduce the burdens imposed by simplifying the regulations to eliminate the minimum cost for reconstruction projects, requirements for minimum annual deposits and the requirement that any vessel acquired with CCF funds must be reconstructed, regardless of vessel condition. These changes should bring the program into greater alignment with the current needs of program users and retain flexibility when undertaking CCF projects.

*Comment 7:* One individual and one entity stated that the elimination of the minimum deposit requirement will interfere with the goals of the CCF program and may result in termination of CCF agreements.

*Response:* The intent of the changes is to prevent forcing participants to deposit funds that are not necessary to complete qualified projects. These changes are consistent with the goals of the CCF program to set aside funds for specific projects to be completed in a timely manner. CCF Agreements will only be terminated if they are deemed inactive. While CCF Agreements may be terminated for inactivity, participants may apply again in the future for a new Agreement if desired.

## PAPERWORK REDUCTION ACT CHANGE WORKSHEET

Agency/Subagency	OMB Control Number  _____ - _____	
<i>Enter only items that change</i>		
	Current record	New record
Agency form number (s)		
Annual reporting and recordkeeping hour burden		
Number of respondents		
Total annual responses		
Percent of these responses collected electronically	%	%
Total annual hours		
Difference		
Explanation of difference		
Program change		
Adjustment		
Annual reporting and recordkeeping cost burden (in thousands of dollars)		
Total annualized Capital/Startup costs		
Total annual costs (O&M)		
Total annualized cost requested		
Difference		
Explanation of difference		
Program change		
Adjustment		
Other changes**		
Signature of Senior Official or designee:	Date:	For OIRA Use  _____ _____

\*\* This form cannot be used to extend an expiration date.

**Capital Construction Fund Program  
DEPOSIT/WITHDRAWAL REPORT**

Mail report and tax return copy to:

NOAA Fisheries F/MB5  
Capital Construction Fund Program  
1315 East-West Highway  
Silver Spring, MD 20910-3282  
301-713-2393

Due 30 days after filing date of Federal Tax Return (including extensions). This report must be filed annually, whether or not agreement activity took place. Attach a signed copy of the Federal Income Tax Return, as filed with the IRS, to this report.

Prepare a separate Form 34-82 report for each account you maintain.  
DEPOSITORY BANK, OR INVESTMENT FIRM

Name: \_\_\_\_\_  
City and State: \_\_\_\_\_  
Number: \_\_\_\_\_ Date Opened: \_\_\_\_\_  
Type of Investment Account:  Savings  Money Market  Checking  
 Other: (describe) \_\_\_\_\_

AGREEMENT HOLDER:

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Telephone No: \_\_\_\_\_

CCF CASE NUMBER

CCF - \_\_\_\_ - \_\_\_\_

REPORT OF DEPOSITORY  
ACTIVITY FOR TAX YEAR ENDED

\_\_\_\_ / \_\_\_\_ / \_\_\_\_

Did you reduce taxable income for the current tax year due to CCF activity? Amount deferred \$ _____ <input type="checkbox"/> YES <input type="checkbox"/> NO		CLASSIFICATION OF DEPOSITS:						SUMMARY BALANCE	Notes :
		ORDINARY INCOME (tax deferred)		CAPITAL GAIN (tax deferred)		CAPITAL (funds <u>not</u> tax deferred)			
		DEPOSIT	WITHDRAWAL	DEPOSIT	WITHDRAWAL	DEPOSIT	WITHDRAWAL		
BALANCE FORWARD - FROM PRIOR YEAR'S REPORT (Should be same as last year's "Balance - End of Year" amount. If different, attach a reconciling schedule.)									
ACCOUNT ACTIVITY FOR THE TAX YEAR Summarize interest and dividend deposits. For deposits of vessel income, provide name of vessel and Schedule A page number. For all withdrawals, provide name of vessel and Schedule B page number for project.									
	DATE	DESCRIBE	SCH. A OR SCH. B PAGE #						
1									1
2									2
3									3
4									4
5									5
6									6
7									7
8									8
9									9
10									10
TOTAL EACH COLUMN (include "Balance Forward" amount for each column)			( )	( )	( )	( )	( )		
WITHDRAWALS FOR THE YEAR (copy totals from adjacent column)		( )	←	( )	←	( )	←		
BALANCE - END OF TAX YEAR (net amounts and Summary Balance)									

Public reporting burden for this collection of information is estimated to average 20 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to NOAA Fisheries, F/MB5, 1315 East-West Hwy., Silver Spring, MD 20910.

I certify that for this tax year, there were no withdrawals or transfers other than those enumerated above for this Capital Construction Fund agreement. This report reflects true and complete statements in accordance with all applicable rules and regulations issued or adopted by the Secretary of Commerce pertaining to Section 607 of the Merchant Marine Act of 1936, as amended. Information on this report is complete, true and correct to the best of my knowledge and belief. **(Following Information is required.)**

SIGNATURE \_\_\_\_\_ DATE \_\_\_\_\_ Agreement holder or officer  Authorized  
representative

## PRIVACY ACT STATEMENT

**Authority:** The collection of this information is authorized by Title 45 U.S.C 1177 and 50 CFR Part 259. The data will primarily be used for the evaluation of eligibility in connection with application to establish a Capital Construction Fund Account. Establishment of the account will not be considered unless all requested information is furnished.

**Purpose:** In order to determine qualification for, and to administer, the Capital Construction Fund, the NOAA National Marine Fisheries Service (NMFS) requires financial information, vessel owner contact information, date of birth, Tax Identifying Number and vessel descriptive information.

**Routine Uses:** The Department will use this information to determine qualification for a Capital Construction Fund Agreement. Disclosure of this information is permitted under the Privacy Act of 1974 (5 U.S.C. Section 552a), to be shared within the Financial Services Division, in order to coordinate monitoring of the Agreements. Disclosure of this information is also subject to all of the published routine uses as identified in [Commerce/NOAA-21](#), Financial Services Division.

**Disclosure:** Furnishing this information is voluntary; however, failure to provide complete and accurate information will prevent the determination of qualification for the program, and continued participation.



Agreement No. CCF-\_\_\_\_\_

## CAPITAL CONSTRUCTION FUND AGREEMENT

This Capital Construction Fund Agreement (the "Agreement"), made \_\_\_\_\_,  
by and between the Secretary of Commerce (the "Secretary") and \_\_\_\_\_  
(the "Party"), a citizen of the United States.

WITNESSETH:

WHEREAS:

1. The Party has applied to enter into a Capital Construction Fund ("the Fund) Agreement under section 607 of the Merchant Marine Act, 1936 (46 U.S.C. 53503), to acquire, construct, or reconstruct a vessel(s) to operate in the fisheries of the United States;

2. The Secretary after appropriate findings and determinations, agrees to enter into this Agreement with the Party upon the terms and conditions set forth below, subject to the provisions of the Merchant Marine Act, 1936, as amended from time to time (the "Act"), and to such rules and regulations as the Secretary of Commerce or his delegate shall from time to time prescribe, either alone or jointly with the Secretary of the Treasury, as necessary to carry out the powers, duties, and functions vested in them by the Act (the "Rules and Regulations").

NOW, THEREFORE, it is hereby agreed:

- I. Establishment of Fund. A Fund is hereby established for the purposes set forth in Article III. During the term of this Agreement deposits into and withdrawals from the Fund shall be made only in accordance with the provisions, conditions, and requirements of the Act, this Agreement, and the Rules and Regulations.
- II. Term of the Agreement. This Agreement shall terminate:
  - A. By mutual consent.
  - B. At the option of the Secretary, upon a determination pursuant to subsection (f)(2) of section 607 of the Act that the Party has failed to fulfill a substantial obligation under this Agreement, or if the Party has made any material misrepresentation in connection with this Agreement.

If the Agreement is terminated due to events described in sections (A) and (B) above, the Party will refer to the relevant provisions of the Internal Revenue Code to determine the appropriate tax implications.

- III. Purposes of the Fund. The Fund established by this Agreement shall provide for the qualified withdrawals of deposits during the term of this Agreement to (1) acquire, construct, or reconstruct qualified vessels in accordance with the general objectives contained in Schedule B of this Agreement; and/or (2) provide for the payment of the principal on indebtedness incurred in connection with the acquisition, construction, or reconstruction of a qualified vessel. For the purpose of item (2) in the preceding sentence, an eligible vessel may also be a qualified vessel.

IV. Approved Depositories. All assets of the Fund shall be maintained in the following depositories:  
(Insert the name of the depositories)

V. Fund Deposits.

A. In order to carry out the purposes of section 607 of the Act as more specifically set forth in Schedule B of this Agreement, for each of the taxable years covered by this Agreement;

1. The Party shall deposit, in any order, all amounts received from the following:

a. Receipts (earnings) from the investment and reinvestment of amounts held in the Fund; and  
b. Except as shall be specifically exempted from deposit by the Secretary, net proceeds (i) the sale or other disposition (including any mortgage) of any agreement vessel, and/or (ii) any insurance or indemnity attributable to any agreement vessel resulting from total loss whether such loss was determined by compromise, constructively, or by agreement.

2. In addition to the deposits required by section (A) of this Article V, the party may make deposit in any order and amount, but not in excess of the sum of:

a. One hundred percent of the taxable income attributable to the operation of the agreement vessels in the fisheries of the United States;  
b. The amount allowable as a deduction under section 167 of the Internal Revenue Code for such year in respect to the agreement vessels; and/or  
c. Net proceeds not required to be deposited under section (A) (1) (b) of this Article V from (i) the sale or other disposition (including any mortgage) of any agreement vessel, and/or (ii) any insurance or indemnity attributable to any agreement vessel.

In no event may the deposits of taxable income from agreement vessels for any taxable year exceed one hundred percent of the taxable income of the Party for such year. Deposits may be made to the ordinary income, capital gain, and capital accounts from any moneys or funds of the Party, however, the Federal income tax treatment of any deposit shall be that specified under section 607 of the Act.

B. Deposits which are determined by subsequent audit to exceed the limitations stated in section (A) of this Article V may be applied as deposits applicable to a subsequent taxable year under this Agreement. In the event that upon subsequent audit it is determined that amounts deposited in the Fund for any taxable year fall below the maximum limitations stated in section (A) of this Article V, additional deposits may be made applicable to such taxable year.

C. Deposits may be made in the form of mortgages and evidences of indebtedness received in connection with transactions referred to in section (A) of this Article V.

D. With respect to any leased vessel covered by this Agreement, the maximum amount which may be deposited by the Party for any taxable year may be increased by the amount allowable to the owner as a deduction under section 167 of the Internal Revenue Code that the owner does not deposit under an Agreement for that year. Such deposits by the Party shall be added to the amount in the capital account as a deposit of depreciation.

## VI. Withdrawals from the Fund.

- A. Prior to making a withdrawal, or a related series of withdrawals, the Party must obtain the consent of the Secretary, and, if required by the Secretary, must amend and supplement Schedule B. A withdrawal made for the purposes specified in Schedule B of the Agreement, as so amended and supplemented, shall be treated as a "qualified withdrawal" within the meaning of subsection 607(f) of the Act except as otherwise provided in section (B) of this Article VI. Any withdrawal which is not a qualified withdrawal shall be treated as a nonqualified withdrawal or a withdrawal pursuant to subsection 607(h), as the case may be.
- B. The Secretary may from time to time determine that the addition of a significant degree of fishing effort to the existing fleet in any specific segment or segments of the fisheries will be inconsistent with the wise use of the fisheries resource involved, and inconsistent with the development, advancement, management, conservation, or protection of that resource (the "Closed Fishery"). As a result of this determination, the Party affected thereby may:
1. Make a qualified withdrawal in accordance with section (A) of this Article VI: Provided, that a degree of fishing effort substantially equivalent to any additional degree of fishing effort to be introduced into any Closed Fishery as a result of such qualified withdrawal is permanently removed by such Party from all fishing effort in that Closed Fishery; or
  2. Amend Schedule B with the Secretary's consent; or
  3. Make a nonqualified withdrawal in accordance with section (A) of this Article VI in such manner as the Secretary determines to be equitable to the Party by allowing the Party to withdraw all of the assets in the Fund, or specified portions thereof, over a period of time; or
  4. Continue the Fund, and all or a portion of the assets in it: Provided that it appears to the Secretary that a qualified withdrawal may at some later time be reasonably expected to occur.

In the case of nonqualified withdrawal in accordance with this Article VI, the provisions of the Internal Revenue Code shall apply with respect to the funds withdrawn.

## VII. Investment of the Fund. Investments shall be made in accordance with the following requirements and such additional requirements as the Secretary may by Rules and Regulations prescribe from time to time.

- A. The assets of the Fund may be invested in obligations of the United States Government or of any agency or instrumentality thereof, bankers acceptances and negotiable certificates of deposit which are readily marketable and which are issued by members of the Federal Deposit Insurance Corporation and the Federal Reserve System, and commercial paper which is readily marketable and of one of the two highest grades as rated by Standard and Poor's Corporation. All of the foregoing investments shall mature not later than one year from the date of their purchase.
- B. No person shall buy on margin or effect the short sale of any security when acting for the account of the Fund.
- C. Assets of the Fund may not be invested in securities of any of the following:
1. The Party;
  2. A subsidiary of the Party;
  3. A related company of the Party; or
  4. Any issuer under common control with the Party, or owning or controlling more than ten percent of the Party's voting securities.

- VIII. Pledges and Assignments Prohibited. The Party covenants and agrees that, without the prior written consent of the Secretary, neither the Party nor a trustee nor any other person shall pledge or assign all or any portion of this Agreement, the Fund, or any assets in the Fund.
- IX. Related Companies. Where affiliates, subsidiaries, holding companies, or other persons related to the Party, directly or indirectly, are involved in the financing, acquisition, construction, or reconstruction of a qualified vessel, the Party shall make written application to the Secretary for approval of the transaction not fewer than thirty (30) days prior to the execution thereof. Withdrawals with respect to such transactions before such approval is granted shall be treated as nonqualified withdrawals unless otherwise approved by the Secretary.
- X. Records and Reports.
- A. The Party and every affiliate, domestic agent, subsidiary, or holding company connected with, or directly or indirectly controlling or controlled by, the Party (1) shall keep its books, records, and accounts relating to the property and to the maintenance, operation, and servicing of the vessel(s) and service(s) covered by this Agreement in such form and under such conditions as may be prescribed by the Secretary, but the Secretary shall not require the duplication of books, records, and accounts required to be kept in some other form by the Secretary of the Treasury so long as such information is made available to the Secretary, and (2) shall file, upon notice from the Secretary, balance facts and transactions, as in the opinion of the Secretary reveal the financial results in the performance of, or transactions or operations under, this Agreement. The Secretary reserves the right to require that all or any such statements, reports, and memoranda shall be certified by independent certified public accountants acceptable to the Secretary. The Party shall from time to time establish and maintain such checks upon or systems of control of expenditures or revenues in connection with the operation of the agreement vessel(s) as the Secretary may require.
- B. The Secretary is hereby authorized to examine and audit the books, records, and accounts of all persons referred to in section (A) of this Article X whenever he/she may deem it necessary or desirable.
- XI. Warranties and Representations by the Party. The Party hereby warrants, represents, and agrees as follows:
- A. That the Party is, and at all times during the period of this Agreement, will continue to be a citizen of the United States within the meaning of subsection 905(c) of the Act;
- B. That the Party owns or leases the eligible vessels, as that term is defined in subsection 607(k) of the Act, set out in Schedule A of this Agreement;
- C. That the vessels referred to in Schedule B of this Agreement:
1. Were, or will be, constructed or reconstructed in the United States;
  2. Were, or will be, documented under the laws of the United States for operation in the fisheries of the United States; and
  3. Are, or will be, operated in the fisheries of the United States and the areas of operation specified in Schedule B.
- D. That the Party will during the term of this Agreement comply with the provisions of this Agreement, of the Act, and of the Rules and Regulations.

XII. Effective Dates. This Agreement is binding upon execution and shall be effective for purposes of withdrawals from the Fund in accordance with Rules and Regulations issued by the Secretary and for purposes of deposits the effective date(s) shall be prescribed in joint Rules and Regulations issued by the Secretary and the Secretary of the Treasury.

XIII. Modification, Amendment, and Extension. This Agreement may be modified, amended, or extended by mutual consent.

XIV. Miscellaneous Provisions.

- A. The use of headnotes at the beginning of the Articles in this Agreement is for the purpose of description only and shall not be construed as limiting or in any other manner affecting the substance of the Articles themselves.
- B. The "Secretary" shall mean the Secretary of Commerce or any official or body from time to time duly authorized to perform the duties and functions of the Secretary of Commerce under the Act (including the Administrator, National Oceanic and Atmospheric Administration, or his/her authorized delegate).

IN WITNESS WHEREOF, the Secretary and the Party have executed this Agreement in duplicate, effective as of the date hereinbefore first mentioned.

UNITED STATES OF AMERICA  
SECRETARY OF COMMERCE  
National Oceanic and Atmospheric Administrator

By \_\_\_\_\_  
Financial Assistance Specialist  
Financial Services Division  
National Marine Fisheries Service

ATTEST: (By corporate secretary), or  
Witness: (others)

PARTY \_\_\_\_\_

TIN \_\_\_\_\_

By \_\_\_\_\_

By \_\_\_\_\_

Title \_\_\_\_\_

Title \_\_\_\_\_

Public reporting burden for this collection of information is estimated to average 1 hour per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other suggestions for reducing this burden to NOAA Fisheries, F/MB5, 1315 East West Hwy., Silver Spring, MD 20910.

The information collected is confidential under the Magnuson-Stevens Fishery Conservation and Management Act, as amended in 2006, NOAA Administrative Order 216-100, which sets forth procedures to protect confidentiality of fishery statistics and 15CFR259.38(b).

Notwithstanding any other provisions of the law, no person is required to respond to, nor shall any person be subjected to a penalty for failure to comply with, a collection of information subject to the requirements of the Paperwork Reduction Act, unless that collection of information displays a currently valid OMB Control Number.

**PRIVACY ACT STATEMENT**

**Authority:** The collection of this information is authorized by Title 45 U.S.C 1177 and 50 CFR Part 259. The data will primarily be used for the evaluation of eligibility in connection with application to establish a Capital Construction Fund Account. Establishment of the account will not be considered unless all requested information is furnished.

**Purpose:** In order to determine qualification for, and to administer, the Capital Construction Fund, the NOAA National Marine Fisheries Service (NMFS) requires financial information, vessel owner contact information, date of birth, Tax Identifying Number and vessel descriptive information.

**Routine Uses:** The Department will use this information to determine qualification for a Capital Construction Fund Agreement. Disclosure of this information is permitted under the Privacy Act of 1974 (5 U.S.C. Section 552a), to be shared within the Financial Services Division, in order to coordinate monitoring of the Agreements. Disclosure of this information is also subject to all of the published routine uses as identified in [Commerce/NOAA-21](#), Financial Services Division.

**Disclosure:** Furnishing this information is voluntary; however, failure to provide complete and accurate information will prevent the determination of qualification for the program, and continued participation.

Case No. CCF-\_\_\_\_\_

**CERTIFICATE OF CONSTRUCTION/RECONSTRUCTION**

The undersigned hereby certifies that:

( ) Construction ( ) Reconstruction

of Schedule B, page \_\_\_\_\_, \_\_\_\_\_, was completed  
(Name of Vessel)

on \_\_\_\_\_, by ( ) Contract ( ) Owner ( ) Both,  
(Date)

for a **TOTAL COST** of \$ \_\_\_\_\_.

**If available, show breakdown below for above Total Cost:**

Hull & House \$ \_\_\_\_\_  
Machinery \$ \_\_\_\_\_  
Electronics \$ \_\_\_\_\_  
Fixed Gear \$ \_\_\_\_\_  
Other \$ \_\_\_\_\_

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Print Name)

\_\_\_\_\_  
(Date)

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**SCHEDULE A  
ELIGIBLE VESSEL**

CASE NO. \_\_\_\_\_

A. NAME OF VESSEL: \_\_\_\_\_ OFFICIAL NO. \_\_\_\_\_

B. NAME OF OWNER: \_\_\_\_\_

C. PERCENT OF OWNERSHIP: \_\_\_\_\_ % DATE ACQUIRED: \_\_\_\_\_

D. NAME OF LESSEE (If applicable): \_\_\_\_\_

E. DATE VESSEL LAST DOCUMENTED: \_\_\_\_\_

F. TRADE(S) VESSEL DOCUMENTED FOR: \_\_\_\_\_

G. DATE VESSEL CONSTRUCTED: \_\_\_\_\_

H. PLACE CONSTRUCTED (CITY & STATE): \_\_\_\_\_

I. NET TONNAGE: \_\_\_\_\_ TONS NUMBER OF CHARTER PASSENGERS: \_\_\_\_\_

J. GROSS TONNAGE: \_\_\_\_\_ TONS

K. LENGTH (OVERALL/REGISTERED): \_\_\_\_\_ FEET TENDER/

L. VESSEL TYPE: CATCHER ( ) PROCESSOR ( ) TRANSPORTER ( ) CHARTER ( )

M. GEAR TYPE (Seine, Trawl, Pots, etc.): \_\_\_\_\_

N. FISHERY OF OPERATION (salmon, king crab, etc.): \_\_\_\_\_

\_\_\_\_\_

O. AREA OF OPERATION: \_\_\_\_\_

Date: \_\_\_\_\_

A PAGE \_\_\_\_\_

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**SCHEDULE B - QUALIFIED VESSEL FOR  
CONSTRUCTION, ACQUISITION AND/OR MORTGAGE PAYMENTS**

- CASE NO. \_\_\_\_\_
- A. NAME OF VESSEL: \_\_\_\_\_ OFFICIAL NO. \_\_\_\_\_
- B. NAME OF OWNER: \_\_\_\_\_
- C. PERCENT OF OWNERSHIP: \_\_\_\_\_ %
- D. ANTICIPATED OR TOTAL ACTUAL COST OF VESSEL: \$ \_\_\_\_\_
- E. PRINCIPAL MORTGAGE BALANCE \$ \_\_\_\_\_, AS OF \_\_\_\_\_
- F. DEPRECIABLE BASIS \$ \_\_\_\_\_, AS OF \_\_\_\_\_
- G. ANTICIPATED OR ACTUAL DATE OF ACQUISITION: \_\_\_\_\_

*If acquisition of a used vessel, skip to Line K.*

- H. ANTICIPATED BEGINNING DATE OF CONSTRUCTION: \_\_\_\_\_
- I. ANTICIPATED DELIVERY DATE: \_\_\_\_\_  
(Must be within 18 months of beginning date)
- J. CONSTRUCTION TO BE DONE BY: CONTRACT ( ) OWNER ( ) BOTH ( )
- K. NET TONNAGE: \_\_\_\_\_ TONS
- L. GROSS TONNAGE: \_\_\_\_\_ TONS NO. CHARTER PASSENGERS: \_\_\_\_\_
- M. LENGTH (OVERALL/REGISTERED): \_\_\_\_\_ FEET
- N. AGE (SHOW YEAR CONSTRUCTED): \_\_\_\_\_ TENDER/
- O. VESSEL TYPE: CATCHER ( ) PROCESSOR ( ) TRANSPORTER ( ) CHARTER ( )
- P. GEAR TYPE (seine, trawl, pots, etc.): \_\_\_\_\_
- Q. FISHERY OF OPERATION (salmon, king crab, cod, etc.): \_\_\_\_\_

- R. AREA OF OPERATION: \_\_\_\_\_  
( ) Withdrawal limited to Party's share of cost/share of ownership.  
( ) Conditioned upon satisfying the requirements of 50 CFR Part 259.3.

DATE: \_\_\_\_\_

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Public reporting burden for this collection of information is estimated to average 1 hour per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other suggestions for reducing this burden to NOAA Fisheries, F/MB5, 1315 East West Hwy., Silver Spring, MD 20910.

The information collected is confidential under the Magnuson-Stevens Fishery Conservation and Management Act, as amended in 2006, NOAA Administrative Order 216-100, which sets forth procedures to protect confidentiality of fishery statistics and 15CFR259.38(b).

Notwithstanding any other provisions of the law, no person is required to respond to, nor shall any person be subjected to a penalty for failure to comply with, a collection of information subject to the requirements of the Paperwork Reduction Act, unless that collection of information displays a currently valid OMB Control Number.

**PRIVACY ACT STATEMENT**

**Authority:** The collection of this information is authorized by Title 45 U.S.C 1177 and 50 CFR Part 259. The data will primarily be used for the evaluation of eligibility in connection with application to establish a Capital Construction Fund Account. Establishment of the account will not be considered unless all requested information is furnished.

**Purpose:** In order to determine qualification for, and to administer, the Capital Construction Fund, the NOAA National Marine Fisheries Service (NMFS) requires financial information, vessel owner contact information, date of birth, Tax Identifying Number and vessel descriptive information.

**Routine Uses:** The Department will use this information to determine qualification for a Capital Construction Fund Agreement. Disclosure of this information is permitted under the Privacy Act of 1974 (5 U.S.C. Section 552a), to be shared within the Financial Services Division, in order to coordinate monitoring of the Agreements. Disclosure of this information is also subject to all of the published routine uses as identified in [Commerce/NOAA-21](#), Financial Services Division.

**Disclosure:** Furnishing this information is voluntary; however, failure to provide complete and accurate information will prevent the determination of qualification for the program, and continued participation.

**SCHEDULE B - QUALIFIED VESSEL FOR RECONSTRUCTION**

CASE NO. \_\_\_\_\_

A. NAME OF VESSEL: \_\_\_\_\_ OFFICIAL NO. \_\_\_\_\_

B. NAME OF OWNER: \_\_\_\_\_

C. PERCENT OF OWNERSHIP: \_\_\_\_\_ % D. YEAR CONSTRUCTED: \_\_\_\_\_

E. ORIGINAL COST OF VESSEL: \_\_\_\_\_

F. ANTICIPATED OR ACTUAL TOTAL COST OF RECONSTRUCTION: \_\_\_\_\_

G. MORTGAGE OR DEBT RELATED TO THIS RECONSTRUCTION: \$ \_\_\_\_\_

H. RECONSTRUCTION TO BE DONE BY: CONTRACT ( ) OWNER ( ) BOTH ( )

1. BEGINNING DATE: \_\_\_\_\_ 2. DELIVERY DATE: \_\_\_\_\_  
(Note:--Delivery date must be within 18 months of beginning date)

3. IMPROVEMENTS (new engine, electronics, etc.): \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

BEFORE RECONSTRUCTION:

AFTER RECONSTRUCTION:

I. \_\_\_\_\_ NET TONS

\_\_\_\_\_ NET TONS

J. \_\_\_\_\_ GROSS TONS \_\_\_\_\_ NO. CHARTER PASSENGERS

\_\_\_\_\_ GROSS TONS \_\_\_\_\_ NO. CHARTER PASSENGERS

K. \_\_\_\_\_ FEET

\_\_\_\_\_ FEET

TENDER/

L. VESSEL TYPE: CATCHER ( ) PROCESSOR ( ) CHARTER ( ) TRANSPORTER ( )

M. GEAR TYPE (seine, trawl, pots, etc.): \_\_\_\_\_

N. FISHERY OF OPERATION (salmon, king crab, cod, etc.): \_\_\_\_\_

O. AREA OF OPERATION: \_\_\_\_\_

( ) Conditioned upon satisfying the requirements of 50 CFR, Part 259.3.

( ) Withdrawal limited to Party's share of cost/share of ownership.

Date: \_\_\_\_\_

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