

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2019

H.B. 1045  
Apr 28, 2020  
HOUSE PRINCIPAL CLERK

H

D

HOUSE BILL DRH30547-MHa-175A

Short Title: Emergency Assistance for Commercial Fishermen. (Public)

Sponsors: Representative Richardson.

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO PROVIDE DEDICATED FUNDS FOR EMERGENCY ASSISTANCE TO  
3 COMMERCIAL FISHERMEN.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** Appropriation. – The sum of ten million dollars (\$10,000,000) is  
6 appropriated on a nonrecurring basis for the 2020-2021 fiscal year from the General Fund to the  
7 Department of Environmental Quality, to be allocated to the Division of Marine Fisheries to  
8 administer an emergency assistance program for commercial fishermen and for-hire fishing  
9 operation license holders who have suffered economic loss due to COVID-19.

10 **SECTION 2.** Program. – The following shall apply to the emergency assistance  
11 program and payments made under the program:

- 12 (1) The Division, after deducting the administrative costs authorized by this  
13 section, shall award grants in an equal amount not to exceed two thousand five  
14 hundred dollars (\$2,500) to each qualifying person. A qualifying person who  
15 holds more than one qualifying license shall receive a grant for only one of  
16 the qualifying licenses.
- 17 (2) The Division shall notify qualifying persons that funds received by a  
18 qualifying person are not subject to income taxation by the State.
- 19 (3) Any grants that are undeliverable or unclaimed six months after all grants have  
20 been awarded by the Division shall revert to the General Fund at the end of  
21 that fiscal year.
- 22 (4) The Department of Environmental Quality may use up to five percent (5%) of  
23 the funds appropriated by this act for administrative costs associated with  
24 administration of the emergency assistance program authorized by this act.

25 **SECTION 3.** Definitions. – For purposes of this act, the following definitions apply:

- 26 (1) COVID-19. – The coronavirus disease 2019.
- 27 (2) Division. – The Division of Marine Fisheries of the Department of  
28 Environmental Quality.
- 29 (3) Qualifying license. – A Standard Commercial Fishing License issued in  
30 accordance with G.S. 113-168.2, a Retired Standard Commercial Fishing  
31 License issued in accordance with G.S. 113-168.3, a shellfish license issued  
32 in accordance with G.S. 113-169.2, or a For-Hire License issued in  
33 accordance with G.S. 113-174.3.
- 34 (4) Qualifying person. – With respect to a person holding a Standard Commercial  
35 Fishing License, Retired Standard Commercial Fishing License, or a shellfish  
36 license, the person held one or more qualifying licenses on March 10, 2020,



\* D R H 3 0 5 4 7 - M H A - 1 7 5 A \*

1 and engaged in an activity permitted by the qualifying license between July 1,  
2 2019, and March 10, 2020, as demonstrated by landings reported on a trip  
3 ticket. With respect to any other qualifying license, the person held the license  
4 on March 10, 2020.

5 **SECTION 4.** Conforming change. – G.S. 105-153.5(b) is amended by adding a new  
6 subdivision to read:

7 "(14) For taxable year 2020, the amount paid to a taxpayer by the Division of Marine  
8 Fisheries of the Department of Environmental Quality as emergency  
9 assistance for economic losses due to the impacts of COVID-19."

10 **SECTION 5.** Reporting. – The Department shall report on its implementation of this  
11 act no later than September 1, 2020, and quarterly thereafter to the Joint Legislative Oversight  
12 Committee on Agriculture and Natural and Economic Resources and the Fiscal Research  
13 Division. The duty to report imposed by this section shall end with the submission of the quarterly  
14 report for the quarter in which all funds appropriated by this act have been distributed.

15 **SECTION 6.** This act is effective when it becomes law.