

LLP License Limitation Program	ALASKA LICENSE LIMITATION PROGRAM (LLP) FOR GROUND FISH, CRAB, AND SCALLOPS TRANSFER APPEAL	U.S. Dept of Commerce/NOAA National Marine Fisheries Service Restricted Access Management P.O. Box 21668 Juneau, Alaska 99802-1668 Telephone: 1-800-304-4846 FAX: 907-586-7354	
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The LLP originally collected basic information in order to make decisions regarding which owners of vessels were issued licenses and which were not. The decisions were based on the fishing history of the vessel and on the vessel's size. Now that the selection process is completed, LLP licenses are issued to qualifying vessel owners only through transfer.

An LLP license has no expiration date, but is transferable. LLP licenses may only be transferred to qualified persons. Permanent LLP licenses are transferable from the person holding the license to other persons. To be effective, an application for the transfer of a license must be submitted to, and approved by, NMFS.

Transfer applications are available online in pdf format at the NMFS Alaska Region website at <https://www.fisheries.noaa.gov/alaska/sustainable-fisheries/license-limitation-program-alaska>, and also from NMFS Restricted Access Management (RAM).

The Regional Administrator will evaluate an application for an LLP license transfer and will return an incomplete transfer application to the applicant. Any deficiencies will be identified if the application does not meet all the criteria. An applicant who fails to submit the information specified in the application for a transfer will be provided a reasonable opportunity to submit the specified information or submit a revised application.

The Regional Administrator will prepare and send an Initial Administrative Decision (IAD) to the applicant if the application is deficient or if the applicant fails to submit the specified information or a revised application. The IAD will indicate the deficiencies in the application, including any deficiencies with the information on the revised application. An applicant who receives an IAD may appeal pursuant to 50 CFR 679.43.

To apply for a transfer appeal, the applicant must provide a written statement in support of the appeal and show why the IAD should be reversed. In any appeal or reconsideration of an IAD made, an applicant has the burden of proving his or her claim. The information submitted in the transfer appeal is used by NMFS to assess information provided by the appellee in relation to an application denial.

Administrative appeals must be submitted to the National Appeals Office (NAO), which is a division of NMFS Office of Management and Budget within NOAA and operates out of NMFS headquarters in Silver Spring, MD. The NAO adjudicates appeals by providing due process and consistency to NMFS administrative decisions. The procedure for appealing an IAD through the NAO is at 15 CFR part 906.

PUBLIC REPORTING BURDEN STATEMENT

A Federal agency may not conduct or sponsor, and a person is not required to respond to, nor shall a person be subject to a penalty for failure to comply with an information collection subject to the requirements of the Paperwork Reduction Act of 1995 unless the information collection has a currently valid OMB Control Number. The approved OMB Control Number for this information collection is 0648-0334. Without this approval, we could not conduct this information collection. Public reporting for this information collection is estimated to be approximately 4 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the information collection. All responses to this information collection are required to obtain benefits pursuant to 50 CFR part 679. This purpose of the transfer appeal is to allow an applicant who receives an Initial Administrative Decision to appeal that. Send comments regarding this burden estimate or any other aspect of this information collection, including suggestions for reducing this burden to: Assistant Regional Administrator for Sustainable Fisheries Division, NMFS Alaska Region, P.O. Box 21668, Juneau, AK 99802-1668.

PRIVACY ACT STATEMENT

Authority: The collection of this information is authorized under the Magnuson-Stevens Fishery Conservation and Management Act, 16 U.S.C 1801 *et seq.*

Purpose: In order to manage U.S. fisheries, the NOAA National Marine Fisheries Service (NMFS) requires the use of permits or registrations by participants in the United States. A License Limitation Program (LLP) license is required for vessels participating in directed fishing for LLP groundfish species in the Bering Sea and Aleutian Islands (BSAI) or Gulf of Alaska, or fishing in any BSAI LLP crab fisheries. As the selection process for the LLP has ended, no new licenses will be issued; an LLP license may only be obtained through transfer. The information requested on this form is used to manage the LLP. The information requested is for the express purpose of ensuring that transfers of groundfish and crab LLP licenses are properly executed as requested by the parties to the transfer and to ensure that all provisions of the Federal regulations governing the transfer of such licenses (50 CFR 679.4(k)(7)) have been met.

Routine Uses: The Department will use this information to identify fishery participants and to determine transfer eligibility. Disclosure of this information is permitted under the Privacy Act of 1974 (5 U.S.C. Section 552a), to be shared within NMFS offices, in order to coordinate monitoring and management of sustainability of fisheries and protected resources, as well as with the applicable State or Regional Marine Fisheries Commissions and International Organizations. Disclosure of this information is also subject to all of the published routine uses as identified in the Privacy Act System of Records Notice COMMERCE/NOAA-19, Permits and Registrations for the United States Federally Regulated Fisheries. Personally identifiable information and confidential business information submitted in an administrative appeal are not released to the public. Final administrative appeal decisions with redactions are posted on the [NMFS National Appeals Office website](#). NMFS and the National Appeals Office will retain control over the information and safeguard it from improper access, modification, and destruction, consistent with NOAA standards for confidentiality, privacy, and electronic information.

Disclosure: Furnishing this information is required to appeal an initial administrative determination for transfer of an LLP license under the LLP; failure to provide complete and accurate information will prevent the determination of eligibility to transfer or receive an LLP license.