



**UNITED STATES DEPARTMENT OF COMMERCE**  
**The Secretary of Commerce**  
Washington, D.C. 20230

January 18, 2017

Mr. Thomas P. O'Rourke, Sr.  
Chairperson  
Yurok Tribe  
190 Klamath Boulevard  
P.O. Box 1027  
Klamath, CA 95548

Dear Mr. O'Rourke:

Thank you for your letter requesting a determination of a commercial fishery failure due to a fishery resource disaster. Your request relates to the impacts to the 2016 Klamath River Yurok Tribe fishery as a result of poor ocean conditions and poor Klamath River water quality, drought, and fish disease inhibiting salmon spawning.

The National Oceanic and Atmospheric Administration's National Marine Fisheries Service (NMFS) evaluated whether a commercial fishery failure occurred due to a fisheries resource disaster. After reviewing the information provided by the Yurok Tribe and the NMFS evaluation, I have found that the request for a determination of a commercial fishery failure due to a fishery resource disaster for the 2016 Klamath River Yurok Tribe fishery meets the requirements for such a finding under Section 312(a) of the Magnuson-Stevens Fishery Conservation and Management Act (MSA).

This determination provides a basis for Congress to appropriate disaster relief funding under the MSA, Section 312(a), and then for the NMFS to provide assistance, including to the affected communities. If Congress appropriates disaster relief funding, NMFS West Coast Region looks forward to working with the Yurok Tribe to develop a spend plan that will create a more resilient fishery that can better withstand similar environmental disasters in the future. Section 312(a)(3) requires that the Federal share of the cost of any activity carried out under the authority of this subsection shall not exceed 75% of the cost of that activity.

If you have any further questions, please contact Jim Schufreider at (202) 482-3663.

Sincerely,

A handwritten signature in black ink, appearing to read "Penny Pritzker".

Penny Pritzker