

103D CONGRESS
1ST SESSION

H. R. 1391

To provide certain protections for wildlife on public lands from airborne hunting, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 17, 1993

Mr. DEFAZIO introduced the following bill; which was referred to the Committee on Merchant Marine and Fisheries

A BILL

To provide certain protections for wildlife on public lands from airborne hunting, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. LIMITATION OF PURPOSES FOR WHICH AIR-**

4 **BORNE HUNTING AUTHORIZED; REPORTS.**

5 (a) LIMITATION OF AUTHORIZED PURPOSES OF AIR-
6 BORNE HUNTING.—Section 13(b)(1) of the Fish and
7 Wildlife Act of 1956 (16 U.S.C. 742j-1(b)(1)) is amended
8 by striking “wildlife,” and inserting “a native species of
9 wildlife that is included in a list of endangered species or

1 threatened species published under section 4(c) of the En-
2 dangered Species Act of 1973,”.

3 (b) REPORTING BY STATES.—Section 13(b) of the
4 Fish and Wildlife Act of 1956 (16 U.S.C. 742j-1(b)) is
5 amended by adding at the end the following:

6 “(3)(A) A State proposing to authorize a person, pur-
7 suant to paragraph (1), to perform an act that is other-
8 wise prohibited by subsection (a)(1) shall submit to the
9 Secretary of the Interior a report which contains the infor-
10 mation described in subparagraphs (A) through (D) of
11 paragraph (2) with respect to the license or permit, if the
12 act—

13 “(i) will be performed for the purpose of admin-
14 istering or protecting a native species of wildlife that
15 is included in a list of endangered species or threat-
16 ened species published under section 4(c) of the En-
17 dangered Species Act of 1973; or

18 “(ii) affects lands or other resources adminis-
19 tered by the Bureau of Land Management or the
20 National Park Service.

21 “(B) A State shall submit a report required by this
22 paragraph before the 90-day period ending on the date
23 on which the State authorizes the action (or in the case
24 of a license or permit, issues the license or permit) to
25 which the report relates.”.

1 (c) REPORTING BY SECRETARY OF THE INTERIOR.—
2 Section 13(b) of the Fish and Wildlife Act of 1956 (16
3 U.S.C. 742j-1(b)) is further amended by adding after
4 paragraph (3) (as added by subsection (b) of this section)
5 the following:

6 “(4)(A) If the Secretary of the Interior receives a re-
7 port from a State under paragraph (3) regarding a pro-
8 posed authorization, the Secretary shall submit to the
9 Committees on Natural Resources and Merchant Marine
10 and Fisheries of the House of Representatives and to the
11 Senate a report describing whether or not the acts pro-
12 posed to be authorized by the State—

13 “(i) may be authorized by the State pursuant to
14 subsection (b); or

15 “(ii) affect lands or other resources adminis-
16 tered by the Bureau of Land Management or the
17 National Park Service.

18 “(B) The Secretary of the Interior shall submit a re-
19 port under this paragraph before the end of the 30-day
20 period beginning on the date the Secretary receives a re-
21 port from a State under paragraph (3).”.

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