

Union Calendar No. 251

107TH CONGRESS
2^D SESSION**H. R. 3908****[Report No. 107-421]**

To reauthorize the North American Wetlands Conservation Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 7, 2002

Mr. HANSEN introduced the following bill; which was referred to the Committee on Resources

APRIL 29, 2002

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on March 7, 2002]

A BILL

To reauthorize the North American Wetlands Conservation Act, 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. SHORT TITLE.**

4 *This Act may be cited as the “North American Wet-*
5 *lands Conservation Reauthorization Act”.*

1 **SEC. 2. AMENDMENT OF NORTH AMERICAN WETLANDS**
2 **CONSERVATION ACT.**

3 *Except as otherwise expressly provided, whenever in*
4 *this Act an amendment or repeal is expressed in terms of*
5 *an amendment to, or repeal of, a section or other provision,*
6 *the reference shall be considered to be made to a section or*
7 *other provision of the North American Wetlands Conserva-*
8 *tion Act (16 U.S.C. 4401 et. seq.).*

9 **SEC. 3. FINDINGS AND STATEMENT OF PURPOSE.**

10 (a) *FINDING.*—Section 2(a)(1) (16 U.S.C. 4401(a)(1))
11 *is amended by striking “and other habitats” and inserting*
12 *“and associated habitats”.*

13 (b) *PURPOSES.*—Section 2(b) (16 U.S.C. 4401(b)) *is*
14 *amended—*

15 (1) *in paragraph (1) by striking “and other*
16 *habitats for migratory birds” and inserting “and as-*
17 *sociated habitats for wetland dependent migratory*
18 *birds”;*

19 (2) *in paragraph (2) by inserting “wetland de-*
20 *pendent” before “migratory bird”; and*

21 (3) *in paragraph (3)—*

22 (A) *by inserting “wetland dependent” before*
23 *“migratory birds”; and*

24 (B) *by inserting “, the United States*
25 *Shorebird Conservation Plan, the North Amer-*
26 *ican Waterbird Conservation Plan, the Partners*

1 *In Flight Conservation Plans,*” after “*North*
2 *American Waterfowl Management Plan*”.

3 **SEC. 4. DEFINITION OF WETLANDS CONSERVATION**
4 **PROJECT.**

5 *Section 3(9) (16 U.S.C. 4402(9)) is amended—*

6 (1) *in subparagraph (A) by inserting “of a wet-*
7 *land ecosystem and associated habitat” after “includ-*
8 *ing water rights,”; and*

9 (2) *in subparagraph (B) by striking “and other*
10 *habitat” and inserting “and associated habitat”.*

11 **SEC. 5. REAUTHORIZATION.**

12 *Section 7(c) (16 U.S.C. 4406(c)) is amended by strik-*
13 *ing “not to exceed” and all that follows and inserting “not*
14 *to exceed—*

15 *“(1) \$55,000,000 for fiscal year 2003;*

16 *“(2) \$60,000,000 for fiscal year 2004;*

17 *“(3) \$65,000,000 for fiscal year 2005;*

18 *“(4) \$70,000,000 for fiscal year 2006; and*

19 *“(5) \$75,000,000 for fiscal year 2007.”.*

20 **SEC. 6. ALLOCATION.**

21 *Section 8(a) (16 U.S.C. 4407(a)) is amended—*

22 (1) *in paragraph (1)—*

23 (A) *by striking “(but at least 50 per centum*
24 *and not more than 70 per centum thereof)” and*

1 inserting “(but at least 25 percent and not more
2 than 50 percent thereof)”; and

3 (B) by striking “4 per centum” and insert-
4 ing “4 percent”; and

5 (2) in paragraph (2) by striking “(but at least
6 30 per centum and not more than 50 per centum
7 thereof)” and inserting “(but at least 50 percent and
8 not more than 75 percent thereof)”.

9 **SEC. 7. CLARIFICATION OF NON-FEDERAL SHARE OF THE**
10 **COST OF APPROVED WETLANDS CONSERVA-**
11 **TION PROJECTS.**

12 Section 8(b) (16 U.S.C. 4407(b)) is amended by strik-
13 ing so much as precedes the second sentence and inserting
14 the following:

15 “(b) *COST SHARING.*—(1) *Except as provided in para-*
16 *graph (2), as a condition of providing assistance under this*
17 *Act for any approved wetlands conservation project, the*
18 *Secretary shall require that the portion of the costs of the*
19 *project paid with amounts provided by non-Federal United*
20 *States sources is equal to at least the amount allocated*
21 *under subsection (a) that is used for the project.*

22 “(2) *Federal moneys allocated under subsection (a)*
23 *may be used to pay 100 percent of the costs of such projects*
24 *located on Federal lands and waters, including the acquisi-*
25 *tion of inholdings within such lands and waters.*

1 “(3)”.

2 **SEC. 8. TECHNICAL CORRECTIONS.**

3 (a) *The North American Wetlands Conservation Act*
4 *is amended as follows:*

5 (1) *In section 2(a)(10) (16 U.S.C. 4401(a)(10)),*
6 *by inserting “of 1973” after “Species Act”.*

7 (2) *In section 3(2) (16 U.S.C. 4402(2)), by strik-*
8 *ing “Committee on Merchant Marine and Fisheries of*
9 *the United States House of Representatives” and in-*
10 *serting “Committee on Resources of the House of Rep-*
11 *resentatives”.*

12 (3) *In section 3(5) (16 U.S.C. 4402(5)), by in-*
13 *serting “of 1973” after “Species Act”.*

14 (4) *In section 4(a)(1)(B) (16 U.S.C.*
15 *4403(a)(1)(B)), by striking “section 3(2)(B)” and in-*
16 *serting “section 3(g)(2)(B)”.*

17 (5) *In section 4(c) (16 U.S.C. 4403(c)), in the*
18 *matter preceding paragraph (1), by striking “Com-*
19 *mission” and inserting “Council”.*

20 (6) *In section 5(a)(5) (16 U.S.C. 4404(a)(5)), by*
21 *inserting “of 1973” after “Species Act”.*

22 (7) *In section 5(f) (16 U.S.C. 4404(f)), by strik-*
23 *ing “subsection (d)” and inserting “subsection (e)”.*

24 (8) *In section 10(1)(C) (16 U.S.C. 4409(1)(C)),*
25 *by striking “western hemisphere pursuant to section*

1 *17 of this Act” and inserting “Western Hemisphere*
2 *pursuant to section 16”.*

3 *(9) In section 10(1)(D) (16 U.S.C. 4409(1)(D)),*
4 *by striking the period and inserting “; and”.*

5 *(10) In section 16(a) (16 U.S.C. 4413), by strik-*
6 *ing “western hemisphere” and inserting “Western*
7 *Hemisphere”.*

8 *(b)(1) Section 112(1) of Public Law 101–593 (104*
9 *Stat. 2962) is amended by striking “and before the period”.*

10 *(2) Paragraph (1) of this subsection shall be effective*
11 *on and after the effective date of section 112(1) of Public*
12 *Law 101–593 (104 Stat. 2962).*

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