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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

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A BILL

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

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. LIMITATION OF PURPOSES FOR WHICH AIRBORNE HUNTING AUTHORIZED; REPORTS.

(a) LIMITATION OF AUTHORIZED PURPOSES OF AIRBORNE HUNTING.—Section 13(b)(1) of the Fish and Wildlife Act of 1956 (16 U.S.C. 742j-1(b)(1)) is amended by striking ''wildlife,'' and inserting ''a native species of wildlife that is included in a list of endangered species or

threatened species published under section 4(c) of the Endangered Species Act of 1973,''.

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

''(3)(A) A State proposing to authorize a person, pursuant to paragraph (1), to perform an act that is otherwise prohibited by subsection (a)(1) shall submit to the Secretary of the Interior a report which contains the information described in subparagraphs (A) through (D) of paragraph (2) with respect to the license or permit, if the act—

''(i) will be performed for the purpose of administering or protecting a native species of wildlife that is included in a list of endangered species or threatened species published under section 4(c) of the Endangered Species Act of 1973; or

''(ii) affects lands or other resources administered by the Bureau of Land Management or the National Park Service.

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

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

''(4)(A) If the Secretary of the Interior receives a report from a State under paragraph (3) regarding a proposed authorization, the Secretary shall submit to the Committees on Natural Resources and Merchant Marine and Fisheries of the House of Representatives and to the Senate a report describing whether or not the acts proposed to be authorized by the State—

''(i) may be authorized by the State pursuant to subsection (b); or

''(ii) affect lands or other resources administered by the Bureau of Land Management or the National Park Service.

''(B) The Secretary of the Interior shall submit a report under this paragraph before the end of the 30-day period beginning on the date the Secretary receives a report from a State under paragraph (3).''.

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