

Union Calendar No. 287

114TH CONGRESS
1ST SESSION

H. R. 2406

[Report No. 114-377, Part I]

To protect and enhance opportunities for recreational hunting, fishing, and shooting, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 19, 2015

Mr. WITTMAN (for himself, Mr. WALZ, Mr. DUNCAN of South Carolina, and Mr. GENE GREEN of Texas) introduced the following bill; which was referred to the Committee on Natural Resources, and in addition to the Committees on Agriculture, Energy and Commerce, Transportation and Infrastructure, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

DECEMBER 10, 2015

Additional sponsors: Mr. BABIN, Mr. FARENTHOLD, Mr. GOSAR, Mr. RIGELL, Mr. COLE, Mr. KLINE, Mr. LATTA, Mr. TIPTON, Mr. HUELSKAMP, Mr. DESJARLAIS, Mr. PETERSON, Mr. ROGERS of Alabama, Mr. ROE of Tennessee, Mr. BENISHEK, Mr. MESSER, Mr. HUIZENGA of Michigan, Mr. WALBERG, Mr. CARTER of Texas, Mr. LUETKEMEYER, Mr. JODY B. HICE of Georgia, Mr. SESSIONS, Mr. EMMER of Minnesota, Mrs. MILLER of Michigan, Mr. WESTMORELAND, Mr. MCCLINTOCK, Mr. COLLINS of New York, Mr. NUGENT, Mr. PALAZZO, Mr. WENSTRUP, Mr. VALADAO, Mr. YOUNG of Alaska, Mr. RATCLIFFE, Mr. MILLER of Florida, and Mr. KIND

DECEMBER 10, 2015

Reported from the Committee on Natural Resources with an amendment

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

DECEMBER 10, 2015

The Committees on Agriculture, Energy and Commerce, Transportation and Infrastructure, and the Judiciary discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

[For text of introduced bill, see copy of bill as introduced on May 19, 2015]

A BILL

To protect and enhance opportunities for recreational hunting, fishing, and shooting, 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 “Sportsmen’s Heritage*
 5 *and Recreational Enhancement Act of 2015” or the*
 6 *“SHARE Act”.*

7 **SEC. 2. TABLE OF CONTENTS.**

8 *The table of contents for this Act is as follows:*

Sec. 1. Short title.

Sec. 2. Table of contents.

Sec. 3. Report on economic impact.

**TITLE I—HUNTING, FISHING AND RECREATIONAL SHOOTING
PROTECTION ACT**

Sec. 101. Short title.

Sec. 102. Modification of definition.

Sec. 103. Limitation on authority to regulate ammunition and fishing tackle.

**TITLE II—TARGET PRACTICE AND MARKSMANSHIP TRAINING
SUPPORT ACT**

Sec. 201. Short title.

Sec. 202. Findings; purpose.

Sec. 203. Definition of public target range.

Sec. 204. Amendments to Pittman-Robertson Wildlife Restoration Act.

Sec. 205. Limits on liability.

Sec. 206. Sense of Congress regarding cooperation.

TITLE III—POLAR BEAR CONSERVATION AND FAIRNESS ACT

Sec. 301. Short title.

*Sec. 302. Permits for importation of polar bear trophies taken in sport hunts
in Canada.*

TITLE IV—RECREATIONAL LANDS SELF-DEFENSE ACT

Sec. 401. Short title.

Sec. 402. Protecting Americans from violent crime.

**TITLE V—WILDLIFE AND HUNTING HERITAGE CONSERVATION
COUNCIL ADVISORY COMMITTEE**

*Sec. 501. Wildlife and Hunting Heritage Conservation Council Advisory Com-
mittee.*

*TITLE VI—RECREATIONAL FISHING AND HUNTING HERITAGE
OPPORTUNITIES ACT*

- Sec. 601. Short title.*
Sec. 602. Findings.
Sec. 603. Fishing, hunting, and recreational shooting.
Sec. 604. Volunteer Hunters; Reports; Closures and Restrictions.

TITLE VII—FARMER AND HUNTER PROTECTION ACT

- Sec. 701. Short title.*
Sec. 702. Baiting of migratory game birds.

*TITLE VIII—TRANSPORTING BOWS ACROSS NATIONAL PARK
SERVICE LANDS*

- Sec. 801. Short title.*
Sec. 802. Bowhunting opportunity and wildlife stewardship.

*TITLE IX—FEDERAL LAND TRANSACTION FACILITATION ACT
REAUTHORIZATION (FLTFA)*

- Sec. 901. Short title.*
Sec. 902. Federal Land Transaction Facilitation Act.

*TITLE X—AFRICAN ELEPHANT CONSERVATION AND LEGAL IVORY
POSSESSION ACT*

- Sec. 1001. Short title.*
Sec. 1002. References.
Sec. 1003. Limited exemption for certain African elephant ivory.
*Sec. 1004. Placement of United States Fish and Wildlife Service law enforcement
officer in each African elephant range country.*
*Sec. 1005. Certification for the purposes of the Fishermen's Protective Act of
1967.*
Sec. 1006. Treatment of elephant ivory.
Sec. 1007. Sport-hunted elephant trophies.
*Sec. 1008. African Elephant Conservation Act financial assistance priority and
reauthorization.*

TITLE XI—RESPECT FOR TREATIES AND RIGHTS

- Sec. 1101. Respect for Treaties and Rights.*

*TITLE XII—INTEREST ON OBLIGATIONS HELD IN THE WILDLIFE
RESTORATION FUND*

- Sec. 1201. Interest on obligations held in the wildlife restoration fund.*

TITLE XIII—PERMITS FOR FILM CREWS OF FIVE PEOPLE OR LESS

- Sec. 1301. Annual permit and fee for film crews of 5 persons or fewer.*

TITLE XIV—STATE APPROVAL OF FISHING RESTRICTION

- Sec. 1401. State or Territorial Approval of Restriction of Recreational or Com-
mercial Fishing Access to Certain State or Territorial Waters.*

*TITLE XV—HUNTING AND RECREATIONAL FISHING WITHIN
CERTAIN NATIONAL FORESTS*

Sec. 1501. Definitions.

Sec. 1502. Hunting and recreational fishing within the national forest system.

TITLE XVI—GRAND CANYON BISON MANAGEMENT ACT

Sec. 1601. Short title.

Sec. 1602. Definitions.

Sec. 1603. Bison management plan for Grand Canyon National Park.

1 SEC. 3. REPORT ON ECONOMIC IMPACT.

2 *Not later than 12 months after the date of the enact-*
3 *ment of this Act, the Secretary of Interior shall submit a*
4 *report to Congress that assesses expected economic impacts*
5 *of the Act. Such report shall include—*

6 *(1) a review of any expected increases in rec-*
7 *reational hunting, fishing, shooting, and conservation*
8 *activities;*

9 *(2) an estimate of any jobs created in each in-*
10 *dustry expected to support such activities described in*
11 *paragraph (1), including in the supply, manufac-*
12 *turing, distribution, and retail sectors;*

13 *(3) an estimate of wages related to jobs described*
14 *in paragraph (2); and*

15 *(4) an estimate of anticipated new local, State,*
16 *and Federal revenue related to jobs described in para-*
17 *graph (2).*

1 **TITLE I—HUNTING, FISHING**
 2 **AND RECREATIONAL SHOOT-**
 3 **ING PROTECTION ACT**

4 **SEC. 101. SHORT TITLE.**

5 *This title may be cited as the “Hunting, Fishing, and*
 6 *Recreational Shooting Protection Act”.*

7 **SEC. 102. MODIFICATION OF DEFINITION.**

8 *Section 3(2)(B) of the Toxic Substances Control Act*
 9 *(15 U.S.C. 2602(2)(B)) is amended—*

10 *(1) in clause (v), by striking “, and” and insert-*
 11 *ing “, or any component of any such article includ-*
 12 *ing, without limitation, shot, bullets and other projec-*
 13 *tiles, propellants, and primers,”;*

14 *(2) in clause (vi) by striking the period at the*
 15 *end and inserting “, and”; and*

16 *(3) by inserting after clause (vi) the following:*

17 *“(vii) any sport fishing equipment (as such term*
 18 *is defined in subsection (a) of section 4162 of the In-*
 19 *ternal Revenue Code of 1986) the sale of which is sub-*
 20 *ject to the tax imposed by section 4161(a) of such*
 21 *Code (determined without regard to any exemptions*
 22 *from such tax as provided by section 4162 or 4221 or*
 23 *any other provision of such Code), and sport fishing*
 24 *equipment components.”.*

1 **SEC. 103. LIMITATION ON AUTHORITY TO REGULATE AMMU-**
 2 **NITION AND FISHING TACKLE.**

3 (a) *LIMITATION.*—*Except as provided in section 20.21*
 4 *of title 50, Code of Federal Regulations, as in effect on the*
 5 *date of the enactment of this Act, or any substantially simi-*
 6 *lar successor regulation thereto, the Secretary of the Inte-*
 7 *rior, the Secretary of Agriculture, and, except as provided*
 8 *by subsection (b), any bureau, service, or office of the De-*
 9 *partment of the Interior or the Department of Agriculture,*
 10 *may not regulate the use of ammunition cartridges, ammu-*
 11 *nition components, or fishing tackle based on the lead con-*
 12 *tent thereof if such use is in compliance with the law of*
 13 *the State in which the use occurs.*

14 (b) *EXCEPTION.*—*The limitation in subsection (a)*
 15 *shall not apply to the U.S. Fish and Wildlife Service or*
 16 *the National Park Service.*

17 **TITLE II—TARGET PRACTICE**
 18 **AND MARKSMANSHIP TRAIN-**
 19 **ING SUPPORT ACT**

20 **SEC. 201. SHORT TITLE.**

21 *This title may be cited as the “Target Practice and*
 22 *Marksmanship Training Support Act”.*

23 **SEC. 202. FINDINGS; PURPOSE.**

24 (a) *FINDINGS.*—*Congress finds that—*

25 (1) *the use of firearms and archery equipment*
 26 *for target practice and marksmanship training ac-*

1 *tivities on Federal land is allowed, except to the ex-*
2 *tent specific portions of that land have been closed to*
3 *those activities;*

4 *(2) in recent years preceding the date of enact-*
5 *ment of this Act, portions of Federal land have been*
6 *closed to target practice and marksmanship training*
7 *for many reasons;*

8 *(3) the availability of public target ranges on*
9 *non-Federal land has been declining for a variety of*
10 *reasons, including continued population growth and*
11 *development near former ranges;*

12 *(4) providing opportunities for target practice*
13 *and marksmanship training at public target ranges*
14 *on Federal and non-Federal land can help—*

15 *(A) to promote enjoyment of shooting, rec-*
16 *reational, and hunting activities; and*

17 *(B) to ensure safe and convenient locations*
18 *for those activities;*

19 *(5) Federal law in effect on the date of enact-*
20 *ment of this Act, including the Pittman-Robertson*
21 *Wildlife Restoration Act (16 U.S.C. 669 et seq.), pro-*
22 *vides Federal support for construction and expansion*
23 *of public target ranges by making available to States*
24 *amounts that may be used for construction, operation,*
25 *and maintenance of public target ranges; and*

1 (6) *it is in the public interest to provide in-*
 2 *creased Federal support to facilitate the construction*
 3 *or expansion of public target ranges.*

4 (b) *PURPOSE.*—*The purpose of this title is to facilitate*
 5 *the construction and expansion of public target ranges, in-*
 6 *cluding ranges on Federal land managed by the Forest*
 7 *Service and the Bureau of Land Management.*

8 **SEC. 203. DEFINITION OF PUBLIC TARGET RANGE.**

9 *In this title, the term “public target range” means a*
 10 *specific location that—*

11 (1) *is identified by a governmental agency for*
 12 *recreational shooting;*

13 (2) *is open to the public;*

14 (3) *may be supervised; and*

15 (4) *may accommodate archery or rifle, pistol, or*
 16 *shotgun shooting.*

17 **SEC. 204. AMENDMENTS TO PITTMAN-ROBERTSON WILD-**
 18 **LIFE RESTORATION ACT.**

19 (a) *DEFINITIONS.*—*Section 2 of the Pittman-Robertson*
 20 *Wildlife Restoration Act (16 U.S.C. 669a) is amended—*

21 (1) *by redesignating paragraphs (2) through (8)*
 22 *as paragraphs (3) through (9), respectively; and*

23 (2) *by inserting after paragraph (1) the fol-*
 24 *lowing:*

1 “(2) the term ‘public target range’ means a spe-
2 cific location that—

3 “(A) is identified by a governmental agency
4 for recreational shooting;

5 “(B) is open to the public;

6 “(C) may be supervised; and

7 “(D) may accommodate archery or rifle,
8 pistol, or shotgun shooting;”.

9 (b) *EXPENDITURES FOR MANAGEMENT OF WILDLIFE*
10 *AREAS AND RESOURCES.*—Section 8(b) of the Pittman-
11 *Robertson Wildlife Restoration Act* (16 U.S.C. 669g(b)) is
12 *amended—*

13 (1) by striking “(b) *Each State*” and inserting
14 *the following:*

15 “(b) *EXPENDITURES FOR MANAGEMENT OF WILDLIFE*
16 *AREAS AND RESOURCES.*—

17 “(1) *IN GENERAL.*—Except as provided in para-
18 *graph (2), each State*”;

19 (2) in paragraph (1) (as so designated), by strik-
20 ing “*construction, operation,*” and inserting “*oper-*
21 *ation*”;

22 (3) in the second sentence, by striking “*The non-*
23 *Federal share*” and inserting the following:

24 “(3) *NON-FEDERAL SHARE.*—*The non-Federal*
25 *share*”;

1 (4) *in the third sentence, by striking “The Sec-*
 2 *retary” and inserting the following:*

3 *“(4) REGULATIONS.—The Secretary”; and*

4 (5) *by inserting after paragraph (1) (as des-*
 5 *ignated by paragraph (1) of this subsection) the fol-*
 6 *lowing:*

7 *“(2) EXCEPTION.—Notwithstanding the limita-*
 8 *tion described in paragraph (1), a State may pay up*
 9 *to 90 percent of the cost of acquiring land for, ex-*
 10 *panding, or constructing a public target range.”.*

11 (c) *FIREARM AND BOW HUNTER EDUCATION AND*
 12 *SAFETY PROGRAM GRANTS.—Section 10 of the Pittman-*
 13 *Robertson Wildlife Restoration Act (16 U.S.C. 669h–1) is*
 14 *amended—*

15 (1) *in subsection (a), by adding at the end the*
 16 *following:*

17 *“(3) ALLOCATION OF ADDITIONAL AMOUNTS.—Of*
 18 *the amount apportioned to a State for any fiscal year*
 19 *under section 4(b), the State may elect to allocate not*
 20 *more than 10 percent, to be combined with the*
 21 *amount apportioned to the State under paragraph (1)*
 22 *for that fiscal year, for acquiring land for, expanding,*
 23 *or constructing a public target range.”;*

24 (2) *by striking subsection (b) and inserting the*
 25 *following:*

1 “(b) *COST SHARING.*—

2 “(1) *IN GENERAL.*—*Except as provided in para-*
 3 *graph (2), the Federal share of the cost of any activity*
 4 *carried out using a grant under this section shall not*
 5 *exceed 75 percent of the total cost of the activity.*

6 “(2) *PUBLIC TARGET RANGE CONSTRUCTION OR*
 7 *EXPANSION.*—*The Federal share of the cost of acquir-*
 8 *ing land for, expanding, or constructing a public tar-*
 9 *get range in a State on Federal or non-Federal land*
 10 *pursuant to this section or section 8(b) shall not ex-*
 11 *ceed 90 percent of the cost of the activity.”; and*

12 (3) *in subsection (c)(1)—*

13 (A) *by striking “Amounts made” and in-*
 14 *serting the following:*

15 “(A) *IN GENERAL.*—*Except as provided in*
 16 *subparagraph (B), amounts made”;* and

17 (B) *by adding at the end the following:*

18 “(B) *EXCEPTION.*—*Amounts provided for*
 19 *acquiring land for, constructing, or expanding a*
 20 *public target range shall remain available for ex-*
 21 *penditure and obligation during the 5-fiscal-year*
 22 *period beginning on October 1 of the first fiscal*
 23 *year for which the amounts are made avail-*
 24 *able.”.*

1 **SEC. 205. LIMITS ON LIABILITY.**

2 (a) *DISCRETIONARY FUNCTION.*—For purposes of
 3 chapter 171 of title 28, United States Code (commonly re-
 4 ferred to as the “Federal Tort Claims Act”), any action by
 5 an agent or employee of the United States to manage or
 6 allow the use of Federal land for purposes of target practice
 7 or marksmanship training by a member of the public shall
 8 be considered to be the exercise or performance of a discre-
 9 tionary function.

10 (b) *CIVIL ACTION OR CLAIMS.*—Except to the extent
 11 provided in chapter 171 of title 28, United States Code,
 12 the United States shall not be subject to any civil action
 13 or claim for money damages for any injury to or loss of
 14 property, personal injury, or death caused by an activity
 15 occurring at a public target range that is—

16 (1) *funded in whole or in part by the Federal*
 17 *Government pursuant to the Pittman-Robertson Wild-*
 18 *life Restoration Act (16 U.S.C. 669 et seq.); or*

19 (2) *located on Federal land.*

20 **SEC. 206. SENSE OF CONGRESS REGARDING COOPERATION.**

21 *It is the sense of Congress that, consistent with appli-*
 22 *cable laws and regulations, the Chief of the Forest Service*
 23 *and the Director of the Bureau of Land Management should*
 24 *cooperate with State and local authorities and other entities*
 25 *to carry out waste removal and other activities on any Fed-*
 26 *eral land used as a public target range to encourage contin-*

1 *ued use of that land for target practice or marksmanship*
 2 *training.*

3 ***TITLE III—POLAR BEAR CON-***
 4 ***SERVATION AND FAIRNESS***
 5 ***ACT***

6 ***SEC. 301. SHORT TITLE.***

7 *This title may be cited as the “Polar Bear Conserva-*
 8 *tion and Fairness Act of 2015”.*

9 ***SEC. 302. PERMITS FOR IMPORTATION OF POLAR BEAR***
 10 ***TROPHIES TAKEN IN SPORT HUNTS IN CAN-***
 11 ***ADA.***

12 *Section 104(c)(5)(D) of the Marine Mammal Protec-*
 13 *tion Act of 1972 (16 U.S.C. 1374(c)(5)(D)) is amended to*
 14 *read as follows:*

15 *“(D)(i) The Secretary of the Interior shall, expe-*
 16 *ditiously after the expiration of the applicable 30-day*
 17 *period under subsection (d)(2), issue a permit for the*
 18 *importation of any polar bear part (other than an in-*
 19 *ternal organ) from a polar bear taken in a sport hunt*
 20 *in Canada to any person—*

21 *“(I) who submits, with the permit applica-*
 22 *tion, proof that the polar bear was legally har-*
 23 *vested by the person before February 18, 1997; or*

24 *“(II) who has submitted, in support of a*
 25 *permit application submitted before May 15,*

1 2008, proof that the polar bear was legally har-
2 vested by the person before May 15, 2008, from
3 a polar bear population from which a sport-
4 hunted trophy could be imported before that date
5 in accordance with section 18.30(i) of title 50,
6 Code of Federal Regulations.

7 “(ii) The Secretary shall issue permits under
8 clause (i)(I) without regard to subparagraphs (A) and
9 (C)(ii) of this paragraph, subsection (d)(3), and sec-
10 tions 101 and 102. Sections 101(a)(3)(B) and
11 102(b)(3) shall not apply to the importation of any
12 polar bear part authorized by a permit issued under
13 clause (i)(I). This clause shall not apply to polar bear
14 parts that were imported before June 12, 1997.

15 “(iii) The Secretary shall issue permits under
16 clause (i)(II) without regard to subparagraph (C)(ii)
17 of this paragraph or subsection (d)(3). Sections
18 101(a)(3)(B) and 102(b)(3) shall not apply to the im-
19 portation of any polar bear part authorized by a per-
20 mit issued under clause (i)(II). This clause shall not
21 apply to polar bear parts that were imported before
22 the date of enactment of the Polar Bear Conservation
23 and Fairness Act of 2015.”.

1 ***TITLE IV—RECREATIONAL***
2 ***LANDS SELF-DEFENSE ACT***

3 ***SEC. 401. SHORT TITLE.***

4 *This title may be cited as the “Recreational Lands*
5 *Self-Defense Act of 2015”.*

6 ***SEC. 402. PROTECTING AMERICANS FROM VIOLENT CRIME.***

7 *(a) FINDINGS.—Congress finds the following:*

8 *(1) The Second Amendment to the Constitution*
9 *provides that “the right of the people to keep and bear*
10 *Arms, shall not be infringed”.*

11 *(2) Section 327.13 of title 36, Code of Federal*
12 *Regulations, provides that, except in special cir-*
13 *cumstances, “possession of loaded firearms, ammuni-*
14 *tion, loaded projectile firing devices, bows and arrows,*
15 *crossbows, or other weapons is prohibited” at water*
16 *resources development projects administered by the*
17 *Secretary of the Army.*

18 *(3) The regulations described in paragraph (2)*
19 *prevent individuals complying with Federal and*
20 *State laws from exercising the second amendment*
21 *rights of the individuals while at such water resources*
22 *development projects.*

23 *(4) The Federal laws should make it clear that*
24 *the second amendment rights of an individual at a*

1 *water resources development project should not be in-*
 2 *fringed.*

3 *(b) PROTECTING THE RIGHT OF INDIVIDUALS TO*
 4 *BEAR ARMS AT WATER RESOURCES DEVELOPMENT*
 5 *PROJECTS.—The Secretary of the Army shall not promul-*
 6 *gate or enforce any regulation that prohibits an individual*
 7 *from possessing a firearm, including an assembled or func-*
 8 *tional firearm, at a water resources development project*
 9 *covered under section 327.0 of title 36, Code of Federal Reg-*
 10 *ulations (as in effect on the date of enactment of this Act),*
 11 *if—*

12 *(1) the individual is not otherwise prohibited by*
 13 *law from possessing the firearm; and*

14 *(2) the possession of the firearm is in compliance*
 15 *with the law of the State in which the water resources*
 16 *development project is located.*

17 **TITLE V—WILDLIFE AND HUNT-**
 18 **ING HERITAGE CONSERVA-**
 19 **TION COUNCIL ADVISORY**
 20 **COMMITTEE**

21 **SEC. 501. WILDLIFE AND HUNTING HERITAGE CONSERVA-**
 22 **TION COUNCIL ADVISORY COMMITTEE.**

23 *The Fish and Wildlife Coordination Act (16 U.S.C.*
 24 *661 et seq.) is amended by adding at the end the following:*

1 **“SEC. 10. WILDLIFE AND HUNTING HERITAGE CONSERVA-**
 2 **TION COUNCIL ADVISORY COMMITTEE.**

3 “(a) *ESTABLISHMENT.*—*There is hereby established the*
 4 *Wildlife and Hunting Heritage Conservation Council Advi-*
 5 *sory Committee (in this section referred to as the ‘Advisory*
 6 *Committee’)* to advise the Secretaries of the Interior and
 7 *Agriculture on wildlife and habitat conservation, hunting,*
 8 *and recreational shooting.*

9 “(b) *CONTINUANCE AND ABOLISHMENT OF EXISTING*
 10 *WILDLIFE AND HUNTING HERITAGE CONSERVATION COUN-*
 11 *CIL.*—*The Wildlife and Hunting Heritage Conservation*
 12 *Council established pursuant to section 441 of the Revised*
 13 *Statutes (43 U.S.C. 1457), section 2 of the Fish and Wildlife*
 14 *Act of 1956 (16 U.S.C. 742a), and other Acts applicable*
 15 *to specific bureaus of the Department of the Interior—*

16 “(1) *shall continue until the date of the first*
 17 *meeting of the Wildlife and Hunting Heritage Con-*
 18 *servation Council established by the amendment made*
 19 *by subsection (a); and*

20 “(2) *is hereby abolished effective on that date.*

21 “(c) *DUTIES OF THE ADVISORY COMMITTEE.*—*The Ad-*
 22 *visory Committee shall advise the Secretaries with regard*
 23 *to—*

24 “(1) *implementation of Executive Order No.*
 25 *13443: Facilitation of Hunting Heritage and Wildlife*
 26 *Conservation, which directs Federal agencies ‘to fa-*

1 *cilitate the expansion and enhancement of hunting*
2 *opportunities and the management of game species*
3 *and their habitat’;*

4 “(2) *policies or programs to conserve and restore*
5 *wetlands, agricultural lands, grasslands, forest, and*
6 *rangeland habitats;*

7 “(3) *policies or programs to promote opportuni-*
8 *ties and access to hunting and shooting sports on*
9 *Federal lands;*

10 “(4) *policies or programs to recruit and retain*
11 *new hunters and shooters;*

12 “(5) *policies or programs that increase public*
13 *awareness of the importance of wildlife conservation*
14 *and the social and economic benefits of recreational*
15 *hunting and shooting; and*

16 “(6) *policies or programs that encourage coordi-*
17 *nation among the public, the hunting and shooting*
18 *sports community, wildlife conservation groups, and*
19 *States, tribes, and the Federal Government.*

20 “(d) *MEMBERSHIP.—*

21 “(1) *APPOINTMENT.—*

22 “(A) *IN GENERAL.—The Advisory Com-*
23 *mittee shall consist of no more than 16 discre-*
24 *tionary members and 7 ex officio members.*

1 “(B) *EX OFFICIO MEMBERS.*—*The ex officio*
2 *members are—*

3 “(i) *the Director of the United States*
4 *Fish and Wildlife Service or a designated*
5 *representative of the Director;*

6 “(ii) *the Director of the Bureau of*
7 *Land Management or a designated rep-*
8 *resentative of the Director;*

9 “(iii) *the Director of the National Park*
10 *Service or a designated representative of the*
11 *Director;*

12 “(iv) *the Chief of the Forest Service or*
13 *a designated representative of the Chief;*

14 “(v) *the Chief of the Natural Resources*
15 *Conservation Service or a designated rep-*
16 *resentative of the Chief;*

17 “(vi) *the Administrator of the Farm*
18 *Service Agency or a designated representa-*
19 *tive of the Administrator; and*

20 “(vii) *the Executive Director of the As-*
21 *sociation of Fish and Wildlife Agencies.*

22 “(C) *DISCRETIONARY MEMBERS.*—*The dis-*
23 *cretionary members shall be appointed jointly by*
24 *the Secretaries from at least one of each of the*
25 *following:*

1 “(i) *State fish and wildlife agencies.*

2 “(ii) *Game bird hunting organizations.*

3 “(iii) *Wildlife conservation organiza-*
4 *tions.*

5 “(iv) *Big game hunting organizations.*

6 “(v) *Waterfowl hunting organizations.*

7 “(vi) *The tourism, outfitter, or guiding*
8 *industry.*

9 “(vii) *The firearms or ammunition*
10 *manufacturing industry.*

11 “(viii) *The hunting or shooting equip-*
12 *ment retail industry.*

13 “(ix) *Tribal resource management or-*
14 *ganizations.*

15 “(x) *The agriculture industry.*

16 “(xi) *The ranching industry.*

17 “(xii) *Women’s hunting and fishing*
18 *advocacy, outreach, or education organiza-*
19 *tion.*

20 “(xiii) *Minority hunting and fishing*
21 *advocacy, outreach, or education organiza-*
22 *tion.*

23 “(xiv) *Veterans service organization.*

24 “(D) *ELIGIBILITY.—Prior to the appoint-*
25 *ment of the discretionary members, the Secre-*

1 *taries shall determine that all individuals nomi-*
2 *nated for appointment to the Advisory Com-*
3 *mittee, and the organization each individual*
4 *represents, actively support and promote sustain-*
5 *able-use hunting, wildlife conservation, and rec-*
6 *reational shooting.*

7 *“(2) TERMS.—*

8 *“(A) IN GENERAL.—Except as provided in*
9 *subparagraph (B), members of the Advisory*
10 *Committee shall be appointed for a term of 4*
11 *years. Members shall not be appointed for more*
12 *than 3 consecutive or nonconsecutive terms.*

13 *“(B) TERMS OF INITIAL APPOINTEES.—As*
14 *designated by the Secretary at the time of ap-*
15 *pointment, of the members first appointed—*

16 *“(i) 6 members shall be appointed for*
17 *a term of 4 years;*

18 *“(ii) 5 members shall be appointed for*
19 *a term of 3 years; and*

20 *“(iii) 5 members shall be appointed for*
21 *a term of 2 years.*

22 *“(3) PRESERVATION OF PUBLIC ADVISORY STA-*
23 *TUS.—No individual may be appointed as a discre-*
24 *tionary member of the Advisory Committee while*

1 *serving as an officer or employee of the Federal Gov-*
2 *ernment.*

3 “(4) *VACANCY AND REMOVAL.*—

4 “(A) *IN GENERAL.*—*Any vacancy on the*
5 *Advisory Committee shall be filled in the manner*
6 *in which the original appointment was made.*

7 “(B) *REMOVAL.*—*Advisory Committee mem-*
8 *bers shall serve at the discretion of the Secre-*
9 *taries and may be removed at any time for good*
10 *cause.*

11 “(5) *CONTINUATION OF SERVICE.*—*Each ap-*
12 *pointed member may continue to serve after the expi-*
13 *ration of the term of office to which such member was*
14 *appointed until a successor has been appointed.*

15 “(6) *CHAIRPERSON.*—*The Chairperson of the Ad-*
16 *visory Committee shall be appointed for a 3-year*
17 *term by the Secretaries, jointly, from among the mem-*
18 *bers of the Advisory Committee. An individual may*
19 *not be appointed as Chairperson for more than 2 con-*
20 *secutive or nonconsecutive terms.*

21 “(7) *PAY AND EXPENSES.*—*Members of the Advi-*
22 *sory Committee shall serve without pay for such serv-*
23 *ice, but each member of the Advisory Committee may*
24 *be reimbursed for travel and lodging incurred through*
25 *attending meetings of the Advisory Committee ap-*

1 *proved subgroup meetings in the same amounts and*
2 *under the same conditions as Federal employees (in*
3 *accordance with section 5703 of title 5, United States*
4 *Code).*

5 “(8) *MEETINGS.*—

6 “(A) *IN GENERAL.*—*The Advisory Com-*
7 *mittee shall meet at the call of the Secretaries,*
8 *the chairperson, or a majority of the members,*
9 *but not less frequently than twice annually.*

10 “(B) *OPEN MEETINGS.*—*Each meeting of*
11 *the Advisory Committee shall be open to the pub-*
12 *lic.*

13 “(C) *PRIOR NOTICE OF MEETINGS.*—*Timely*
14 *notice of each meeting of the Advisory Committee*
15 *shall be published in the Federal Register and be*
16 *submitted to trade publications and publications*
17 *of general circulation.*

18 “(D) *SUBGROUPS.*—*The Advisory Com-*
19 *mittee may establish such workgroups or sub-*
20 *groups as it deems necessary for the purpose of*
21 *compiling information or conducting research.*
22 *However, such workgroups may not conduct*
23 *business without the direction of the Advisory*
24 *Committee and must report in full to the Advi-*
25 *sory Committee.*

1 “(9) *QUORUM.*—*Nine members of the Advisory*
2 *Committee shall constitute a quorum.*

3 “(e) *EXPENSES.*—*The expenses of the Advisory Com-*
4 *mittee that the Secretaries determine to be reasonable and*
5 *appropriate shall be paid by the Secretaries.*

6 “(f) *ADMINISTRATIVE SUPPORT, TECHNICAL SERV-*
7 *ICES, AND ADVICE.*—*A designated Federal Officer shall be*
8 *jointly appointed by the Secretaries to provide to the Advi-*
9 *sory Committee the administrative support, technical serv-*
10 *ices, and advice that the Secretaries determine to be reason-*
11 *able and appropriate.*

12 “(g) *ANNUAL REPORT.*—

13 “(1) *REQUIRED.*—*Not later than September 30*
14 *of each year, the Advisory Committee shall submit a*
15 *report to the Secretaries, the Committee on Natural*
16 *Resources and the Committee on Agriculture of the*
17 *House of Representatives, and the Committee on En-*
18 *ergy and Natural Resources and the Committee on*
19 *Agriculture, Nutrition, and Forestry of the Senate. If*
20 *circumstances arise in which the Advisory Committee*
21 *cannot meet the September 30 deadline in any year,*
22 *the Secretaries shall advise the Chairpersons of each*
23 *such Committee of the reasons for such delay and the*
24 *date on which the submission of the report is antici-*
25 *pated.*

1 “(2) *CONTENTS.*—*The report required by para-*
2 *graph (1) shall describe—*

3 “(A) *the activities of the Advisory Com-*
4 *mittee during the preceding year;*

5 “(B) *the reports and recommendations*
6 *made by the Advisory Committee to the Secre-*
7 *taries during the preceding year; and*

8 “(C) *an accounting of actions taken by the*
9 *Secretaries as a result of the recommendations.*

10 “(h) *FEDERAL ADVISORY COMMITTEE ACT.*—*The Ad-*
11 *visory Committee shall be exempt from the Federal Advisory*
12 *Committee Act (5 U.S.C. App.).”.*

13 ***TITLE VI—RECREATIONAL FISH-***
14 ***ING AND HUNTING HERITAGE***
15 ***OPPORTUNITIES ACT***

16 ***SEC. 601. SHORT TITLE.***

17 *This title may be cited as the “Recreational Fishing*
18 *and Hunting Heritage and Opportunities Act”.*

19 ***SEC. 602. FINDINGS.***

20 *Congress finds that—*

21 (1) *recreational fishing and hunting are impor-*
22 *tant and traditional activities in which millions of*
23 *Americans participate;*

24 (2) *recreational anglers and hunters have been*
25 *and continue to be among the foremost supporters of*

1 *sound fish and wildlife management and conservation*
2 *in the United States;*

3 (3) *recreational fishing and hunting are environ-*
4 *mentally acceptable and beneficial activities that*
5 *occur and can be provided on Federal lands and*
6 *waters without adverse effects on other uses or users;*

7 (4) *recreational anglers, hunters, and sporting*
8 *organizations provide direct assistance to fish and*
9 *wildlife managers and enforcement officers of the Fed-*
10 *eral Government as well as State and local govern-*
11 *ments by investing volunteer time and effort to fish*
12 *and wildlife conservation;*

13 (5) *recreational anglers, hunters, and the associ-*
14 *ated industries have generated billions of dollars of*
15 *critical funding for fish and wildlife conservation, re-*
16 *search, and management by providing revenues from*
17 *purchases of fishing and hunting licenses, permits,*
18 *and stamps, as well as excise taxes on fishing, hunt-*
19 *ing, and recreational shooting equipment that have*
20 *generated billions of dollars of critical funding for*
21 *fish and wildlife conservation, research, and manage-*
22 *ment;*

23 (6) *recreational shooting is also an important*
24 *and traditional activity in which millions of Ameri-*
25 *cans participate;*

1 (7) *safe recreational shooting is a valid use of*
 2 *Federal lands, including the establishment of safe and*
 3 *convenient recreational shooting ranges on such lands,*
 4 *and participation in recreational shooting helps re-*
 5 *cruit and retain hunters and contributes to wildlife*
 6 *conservation;*

7 (8) *opportunities to recreationally fish, hunt,*
 8 *and shoot are declining, which depresses participation*
 9 *in these traditional activities, and depressed partici-*
 10 *pation adversely impacts fish and wildlife conserva-*
 11 *tion and funding for important conservation efforts;*
 12 *and*

13 (9) *the public interest would be served, and our*
 14 *citizens' fish and wildlife resources benefitted, by ac-*
 15 *tion to ensure that opportunities are facilitated to en-*
 16 *gage in fishing and hunting on Federal land as recog-*
 17 *nized by Executive Order No. 12962, relating to rec-*
 18 *reational fisheries, and Executive Order No. 13443,*
 19 *relating to facilitation of hunting heritage and wild-*
 20 *life conservation.*

21 **SEC. 603. FISHING, HUNTING, AND RECREATIONAL SHOOT-**
 22 **ING.**

23 (a) *DEFINITIONS.—In this section:*

24 (1) *FEDERAL LAND.—The term “Federal land”*
 25 *means any land or water that is owned by the United*

1 *States and under the administrative jurisdiction of*
 2 *the Bureau of Land Management or the Forest Serv-*
 3 *ice.*

4 (2) *FEDERAL LAND MANAGEMENT OFFICIALS.—*
 5 *The term “Federal land management officials”*
 6 *means—*

7 (A) *the Secretary of the Interior and Direc-*
 8 *tor of the Bureau of Land Management regard-*
 9 *ing Bureau of Land Management lands and in-*
 10 *terests in lands under the administrative juris-*
 11 *isdiction of the Bureau of Land Management; and*

12 (B) *the Secretary of Agriculture and Chief*
 13 *of the Forest Service regarding National Forest*
 14 *System lands.*

15 (3) *HUNTING.—*

16 (A) *IN GENERAL.—Except as provided in*
 17 *subparagraph (B), the term “hunting” means*
 18 *use of a firearm, bow, or other authorized means*
 19 *in the lawful—*

20 (i) *pursuit, shooting, capture, collec-*
 21 *tion, trapping, or killing of wildlife;*

22 (ii) *attempt to pursue, shoot, capture,*
 23 *collect, trap, or kill wildlife; or*

24 (iii) *the training of hunting dogs, in-*
 25 *cluding field trials.*

1 (B) *EXCLUSION.*—*The term “hunting” does*
2 *not include the use of skilled volunteers to cull*
3 *excess animals (as defined by other Federal law).*

4 (4) *RECREATIONAL FISHING.*—*The term “rec-*
5 *reational fishing” means the lawful—*

6 (A) *pursuit, capture, collection, or killing of*
7 *fish; or*

8 (B) *attempt to capture, collect, or kill fish.*

9 (5) *RECREATIONAL SHOOTING.*—*The term “rec-*
10 *reational shooting” means any form of sport, train-*
11 *ing, competition, or pastime, whether formal or infor-*
12 *mal, that involves the discharge of a rifle, handgun,*
13 *or shotgun, or the use of a bow and arrow.*

14 (b) *IN GENERAL.*—*Subject to valid existing rights and*
15 *subsection (e), and cooperation with the respective State fish*
16 *and wildlife agency, Federal land management officials*
17 *shall exercise authority under existing law, including provi-*
18 *sions regarding land use planning, to facilitate use of and*
19 *access to Federal lands, including National Monuments,*
20 *Wilderness Areas, Wilderness Study Areas, and lands ad-*
21 *ministratively classified as wilderness eligible or suitable*
22 *and primitive or semi-primitive areas, for fishing, hunting,*
23 *and recreational shooting, except as limited by—*

1 (1) *statutory authority that authorizes action or*
 2 *withholding action for reasons of national security,*
 3 *public safety, or resource conservation;*

4 (2) *any other Federal statute that specifically*
 5 *precludes fishing, hunting, or recreational shooting on*
 6 *specific Federal lands, waters, or units thereof; and*

7 (3) *discretionary limitations on fishing, hunting,*
 8 *and recreational shooting determined to be necessary*
 9 *and reasonable as supported by the best scientific evi-*
 10 *dence and advanced through a transparent public*
 11 *process.*

12 (c) *MANAGEMENT.*—*Consistent with subsection (a),*
 13 *Federal land management officials shall exercise their land*
 14 *management discretion—*

15 (1) *in a manner that supports and facilitates*
 16 *fishing, hunting, and recreational shooting opportuni-*
 17 *ties;*

18 (2) *to the extent authorized under applicable*
 19 *State law; and*

20 (3) *in accordance with applicable Federal law.*

21 (d) *PLANNING.*—

22 (1) *EVALUATION OF EFFECTS ON OPPORTUNITIES*
 23 *TO ENGAGE IN FISHING, HUNTING, OR RECREATIONAL*
 24 *SHOOTING.*—*Planning documents that apply to Fed-*
 25 *eral lands, including land resources management*

plans, resource management plans, travel management plans, and general management plans shall include a specific evaluation of the effects of such plans on opportunities to engage in fishing, hunting, or recreational shooting.

(2) STRATEGIC GROWTH POLICY FOR THE NATIONAL WILDLIFE REFUGE SYSTEM.—Section 4(a)(3) of the National Wildlife Refuge System Administration Act of 1966 (16 U.S.C. 668dd(a)(3)) is amended—

(A) by redesignating subparagraphs (C) and (D) as subparagraphs (D) and (E), respectively; and

(B) by inserting after subparagraph (B), the following:

“(C) the Secretary shall integrate wildlife-dependent recreational uses in accordance with their status as priority general public uses into proposed or existing regulations, policies, criteria, plans, or other activities to alter or amend the manner in which individual refuges or the National Wildlife Refuge System (System) are managed, including, but not limited to, any activities which target or prioritize criteria for long and short term System acquisitions;”.

1 (3) *NO MAJOR FEDERAL ACTION.*—No action
2 *taken under this title, or under section 4 of the Na-*
3 *tional Wildlife Refuge System Administration Act of*
4 *1966 (16 U.S.C. 668dd), either individually or cumu-*
5 *latively with other actions involving Federal lands or*
6 *lands managed by the United States Fish and Wild-*
7 *life Service, shall be considered to be a major Federal*
8 *action significantly affecting the quality of the*
9 *human environment, and no additional identifica-*
10 *tion, analysis, or consideration of environmental ef-*
11 *fects, including cumulative effects, is necessary or re-*
12 *quired.*

13 (4) *OTHER ACTIVITY NOT CONSIDERED.*—Federal
14 *land management officials are not required to con-*
15 *sider the existence or availability of fishing, hunting,*
16 *or recreational shooting opportunities on adjacent or*
17 *nearby public or private lands in the planning for or*
18 *determination of which Federal lands are open for*
19 *these activities or in the setting of levels of use for*
20 *these activities on Federal lands, unless the combina-*
21 *tion or coordination of such opportunities would en-*
22 *hance the fishing, hunting, or recreational shooting*
23 *opportunities available to the public.*

24 *(e) FEDERAL LANDS.*—

1 (1) *LANDS OPEN.*—*Lands under the jurisdiction*
2 *of the Bureau of Land Management and the Forest*
3 *Service, including Wilderness Areas, Wilderness*
4 *Study Areas, lands designated as wilderness or ad-*
5 *ministratively classified as wilderness eligible or suit-*
6 *able and primitive or semi-primitive areas and Na-*
7 *tional Monuments, but excluding lands on the Outer*
8 *Continental Shelf, shall be open to fishing, hunting,*
9 *and recreational shooting unless the managing Fed-*
10 *eral agency acts to close lands to such activity. Lands*
11 *may be subject to closures or restrictions if deter-*
12 *mined by the head of the agency to be necessary and*
13 *reasonable and supported by facts and evidence, for*
14 *purposes including resource conservation, public safe-*
15 *ty, energy or mineral production, energy generation*
16 *or transmission infrastructure, water supply facili-*
17 *ties, protection of other permittees, protection of pri-*
18 *vate property rights or interest, national security, or*
19 *compliance with other law.*

20 (2) *RECREATIONAL SHOOTING RANGES.*—

21 (A) *IN GENERAL.*—*The head of each Federal*
22 *agency shall use his or her authorities in a man-*
23 *ner consistent with this Act and other applicable*
24 *law, to—*

1 (i) lease or permit use of lands under
 2 the jurisdiction of the agency for rec-
 3 reational shooting ranges; and

4 (ii) designate specific lands under the
 5 jurisdiction of the agency for recreational
 6 shooting activities.

7 (B) *LIMITATION ON LIABILITY.*—Any des-
 8 ignation under subparagraph (A)(ii) shall not
 9 subject the United States to any civil action or
 10 claim for monetary damages for injury or loss of
 11 property or personal injury or death caused by
 12 any activity occurring at or on such designated
 13 lands.

14 (f) *NECESSITY IN WILDERNESS AREAS AND “WITHIN*
 15 *AND SUPPLEMENTAL TO” WILDERNESS PURPOSES.*—

16 (1) *MINIMUM REQUIREMENTS FOR ADMINISTRA-*
 17 *TION.*—The provision of opportunities for fishing,
 18 hunting, and recreational shooting, and the conserva-
 19 tion of fish and wildlife to provide sustainable use
 20 recreational opportunities on designated Federal wil-
 21 derness areas shall constitute measures necessary to
 22 meet the minimum requirements for the administra-
 23 tion of the wilderness area, provided that this deter-
 24 mination shall not authorize or facilitate commodity
 25 development, use, or extraction, motorized rec-

1 *reational access or use that is not otherwise allowed*
2 *under the Wilderness Act (16 U.S.C. 1131 et seq.), or*
3 *permanent road construction or maintenance within*
4 *designated wilderness areas.*

5 (2) *APPLICATION OF WILDERNESS ACT.—Provi-*
6 *sions of the Wilderness Act (16 U.S.C. 1131 et seq.),*
7 *stipulating that wilderness purposes are “within and*
8 *supplemental to” the purposes of the underlying Fed-*
9 *eral land unit are reaffirmed. When seeking to carry*
10 *out fish and wildlife conservation programs and*
11 *projects or provide fish and wildlife dependent recre-*
12 *ation opportunities on designated wilderness areas,*
13 *each Federal land management official shall imple-*
14 *ment these supplemental purposes so as to facilitate,*
15 *enhance, or both, but not to impede the underlying*
16 *Federal land purposes when seeking to carry out fish*
17 *and wildlife conservation programs and projects or*
18 *provide fish and wildlife dependent recreation oppor-*
19 *tunities in designated wilderness areas, provided that*
20 *such implementation shall not authorize or facilitate*
21 *commodity development, use or extraction, or perma-*
22 *nent road construction or maintenance within des-*
23 *ignated wilderness areas.*

24 (g) *NO PRIORITY.—Nothing in this section requires a*
25 *Federal land management official to give preference to fish-*

1 *ing, hunting, or recreational shooting over other uses of*
 2 *Federal land or over land or water management priorities*
 3 *established by Federal law.*

4 *(h) CONSULTATION WITH COUNCILS.—In fulfilling the*
 5 *duties under this section, Federal land management offi-*
 6 *cials shall consult with respective advisory councils as es-*
 7 *tablished in Executive Order Nos. 12962 and 13443.*

8 *(i) AUTHORITY OF THE STATES.—Nothing in this sec-*
 9 *tion shall be construed as interfering with, diminishing, or*
 10 *conflicting with the authority, jurisdiction, or responsi-*
 11 *bility of any State to exercise primary management, con-*
 12 *trol, or regulation of fish and wildlife under State law (in-*
 13 *cluding regulations) on land or water within the State, in-*
 14 *cluding on Federal land.*

15 *(j) FEDERAL LICENSES.—Nothing in this section shall*
 16 *be construed to authorize a Federal land management offi-*
 17 *cial to require a license, fee, or permit to fish, hunt, or trap*
 18 *on land or water in a State, including on Federal land*
 19 *in the States, except that this subsection shall not affect the*
 20 *Migratory Bird Stamp requirement set forth in the Migra-*
 21 *tory Bird Hunting and Conservation Stamp Act (16 U.S.C.*
 22 *718 et seq.).*

23 **SEC. 604. VOLUNTEER HUNTERS; REPORTS; CLOSURES AND**
 24 **RESTRICTIONS.**

25 *(a) DEFINITIONS.—For the purposes of this section:*

1 (1) *PUBLIC LAND.*—*The term “public land”*
2 *means—*

3 (A) *units of the National Park System;*

4 (B) *National Forest System lands; and*

5 (C) *land and interests in land owned by the*
6 *United States and under the administrative ju-*
7 *risdiction of—*

8 (i) *the Fish and Wildlife Service; or*

9 (ii) *the Bureau of Land Management.*

10 (2) *SECRETARY.*—*The term “Secretary”*
11 *means—*

12 (A) *the Secretary of the Interior and in-*
13 *cludes the Director of the National Park Service,*
14 *with regard to units of the National Park Sys-*
15 *tem;*

16 (B) *the Secretary of the Interior and in-*
17 *cludes the Director of the Fish and Wildlife Serv-*
18 *ice, with regard to Fish and Wildlife Service*
19 *lands and waters;*

20 (C) *the Secretary of the Interior and in-*
21 *cludes the Director of the Bureau of Land Man-*
22 *agement, with regard to Bureau of Land Man-*
23 *agement lands and waters; and*

1 (D) *the Secretary of Agriculture and in-*
2 *cludes the Chief of the Forest Service, with re-*
3 *gard to National Forest System lands.*

4 (3) *VOLUNTEER FROM THE HUNTING COMMU-*
5 *NITY.—The term “volunteer from the hunting commu-*
6 *nity” means a volunteer who holds a valid hunting*
7 *license issued by a State.*

8 (b) *VOLUNTEER HUNTERS.—When planning wildlife*
9 *management involving reducing the size of a wildlife popu-*
10 *lation on public land, the Secretary shall consider the use*
11 *of and may use volunteers from the hunting community as*
12 *agents to assist in carrying out wildlife management on*
13 *public land. The Secretary shall not reject the use of volun-*
14 *teers from the hunting community as agents without the*
15 *concurrence of the appropriate State wildlife management*
16 *authorities.*

17 (c) *REPORT.—Beginning on the second October 1 after*
18 *the date of the enactment of this Act and biennially on Octo-*
19 *ber 1 thereafter, the Secretary shall submit to the Committee*
20 *on Natural Resources of the House of Representatives and*
21 *the Committee on Energy and Natural Resources of the Sen-*
22 *ate a report that describes—*

23 (1) *any public land administered by the Sec-*
24 *retary that was closed to fishing, hunting, and rec-*

1 *reational shooting at any time during the preceding*
2 *year; and*

3 *(2) the reason for the closure.*

4 *(d) CLOSURES OR SIGNIFICANT RESTRICTIONS.—*

5 *(1) IN GENERAL.—Other than closures estab-*
6 *lished or prescribed by land planning actions referred*
7 *to in section 604(e) or emergency closures described in*
8 *paragraph (2), a permanent or temporary with-*
9 *drawal, change of classification, or change of manage-*
10 *ment status of public land that effectively closes or*
11 *significantly restricts any acreage of public land to*
12 *access or use for fishing, hunting, recreational shoot-*
13 *ing, or activities related to fishing, hunting, or rec-*
14 *reational shooting, or a combination of those activi-*
15 *ties, shall take effect only if, before the date of with-*
16 *drawal or change, the Secretary—*

17 *(A) publishes appropriate notice of the*
18 *withdrawal or change, respectively;*

19 *(B) demonstrates that coordination has oc-*
20 *curred with a State fish and wildlife agency;*
21 *and*

22 *(C) submits to the Committee on Natural*
23 *Resources of the House of Representatives and*
24 *the Committee on Energy and Natural Resources*

1 *of the Senate written notice of the withdrawal or*
 2 *change, respectively.*

3 (2) *EMERGENCY CLOSURES.*—*Nothing in this*
 4 *Act prohibits the Secretary from establishing or im-*
 5 *plementing emergency closures or restrictions of the*
 6 *smallest practicable area to provide for public safety,*
 7 *resource conservation, national security, or other pur-*
 8 *poses authorized by law. Such an emergency closure*
 9 *shall terminate after a reasonable period of time un-*
 10 *less converted to a permanent closure consistent with*
 11 *this Act.*

12 ***TITLE VII—FARMER AND***
 13 ***HUNTER PROTECTION ACT***

14 ***SEC. 701. SHORT TITLE.***

15 *This title may be cited as the “Hunter and Farmer*
 16 *Protection Act”.*

17 ***SEC. 702. BAITING OF MIGRATORY GAME BIRDS.***

18 *Section 3 of the Migratory Bird Treaty Act (16 U.S.C.*
 19 *704) is amended by striking subsection (b) and inserting*
 20 *the following:*

21 “(b) *PROHIBITION OF BAITING.*—

22 “(1) *DEFINITIONS.*—*In this subsection:*

23 “(A) *BAITED AREA.*—

24 “(i) *IN GENERAL.*—*The term ‘baited*
 25 *area’ means—*

1 “(I) any area on which salt,
 2 grain, or other feed has been placed,
 3 exposed, deposited, distributed, or scat-
 4 tered, if the salt, grain, or feed could
 5 lure or attract migratory game birds;
 6 and

7 “(II) in the case of waterfowl,
 8 cranes (family Gruidae), and coots
 9 (family Rallidae), a standing, unhar-
 10 vested crop that has been manipulated
 11 through activities such as mowing,
 12 discing, or rolling, unless the activities
 13 are normal agricultural practices.

14 “(ii) *EXCLUSIONS*.—An area shall not
 15 be considered to be a ‘baited area’ if the
 16 area—

17 “(I) has been treated with a nor-
 18 mal agricultural practice;

19 “(II) has standing crops that have
 20 not been manipulated; or

21 “(III) has standing crops that
 22 have been or are flooded.

23 “(B) *BAITING*.—The term ‘baiting’ means
 24 the direct or indirect placing, exposing, depos-
 25 iting, distributing, or scattering of salt, grain, or

1 *other feed that could lure or attract migratory*
 2 *game birds to, on, or over any areas on which*
 3 *a hunter is attempting to take migratory game*
 4 *birds.*

5 “(C) *MIGRATORY GAME BIRD.*—*The term*
 6 *‘migratory game bird’ means migratory bird*
 7 *species—*

8 “(i) *that are within the taxonomic*
 9 *families of Anatidae, Columbidae, Gruidae,*
 10 *Rallidae, and Scolopacidae; and*

11 “(ii) *for which open seasons are pre-*
 12 *scribed by the Secretary of the Interior.*

13 “(D) *NORMAL AGRICULTURAL PRACTICE.*—

14 “(i) *IN GENERAL.*—*The term ‘normal*
 15 *agricultural practice’ means any practice*
 16 *in 1 annual growing season that—*

17 “(I) *is carried out in order to*
 18 *produce a marketable crop, including*
 19 *planting, harvest, postharvest, or soil*
 20 *conservation practices; and*

21 “(II) *is recommended for the suc-*
 22 *cessful harvest of a given crop by the*
 23 *applicable State office of the Coopera-*
 24 *tive Extension System of the Depart-*
 25 *ment of Agriculture, in consultation*

1 *with, and if requested, the concurrence*
2 *of, the head of the applicable State de-*
3 *partment of fish and wildlife.*

4 “(ii) *INCLUSIONS.*—

5 “(I) *IN GENERAL.*—Subject to
6 *subclause (II), the term ‘normal agri-*
7 *cultural practice’ includes the destruc-*
8 *tion of a crop in accordance with prac-*
9 *tices required by the Federal Crop In-*
10 *surance Corporation for agricultural*
11 *producers to obtain crop insurance*
12 *under the Federal Crop Insurance Act*
13 *(7 U.S.C. 1501 et seq.) on land on*
14 *which a crop during the current or im-*
15 *mediately preceding crop year was not*
16 *harvestable due to a natural disaster*
17 *(including any hurricane, storm, tor-*
18 *nado, flood, high water, wind-driven*
19 *water, tidal wave, tsunami, earth-*
20 *quake, volcanic eruption, landslide,*
21 *mudslide, drought, fire, snowstorm, or*
22 *other catastrophe that is declared a*
23 *major disaster by the President in ac-*
24 *cordance with section 401 of the Robert*
25 *T. Stafford Disaster Relief and Emer-*

1 *gency Assistance Act (42 U.S.C.*
2 *5170)).*

3 “(II) *LIMITATIONS.—The term*
4 *‘normal agricultural practice’ only in-*
5 *cludes a crop described in subclause (I)*
6 *that has been destroyed or manipulated*
7 *through activities that include (but are*
8 *not limited to) mowing, discing, or*
9 *rolling if the Federal Crop Insurance*
10 *Corporation certifies that flooding was*
11 *not an acceptable method of destruction*
12 *to obtain crop insurance under the*
13 *Federal Crop Insurance Act (7 U.S.C.*
14 *1501 et seq.).*

15 “(E) *WATERFOWL.—The term ‘waterfowl’*
16 *means native species of the family Anatidae.*

17 “(2) *PROHIBITION.—It shall be unlawful for any*
18 *person—*

19 “(A) *to take any migratory game bird by*
20 *baiting or on or over any baited area, if the per-*
21 *son knows or reasonably should know that the*
22 *area is a baited area; or*

23 “(B) *to place or direct the placement of bait*
24 *on or adjacent to an area for the purpose of*
25 *causing, inducing, or allowing any person to*

1 *take or attempt to take any migratory game bird*
 2 *by baiting or on or over the baited area.*

3 “(3) *REGULATIONS.*—*The Secretary of the Inte-*
 4 *rior may promulgate regulations to implement this*
 5 *subsection.*

6 “(4) *REPORTS.*—*Annually, the Secretary of Ag-*
 7 *riculture shall submit to the Secretary of the Interior*
 8 *a report that describes any changes to normal agri-*
 9 *cultural practices across the range of crops grown by*
 10 *agricultural producers in each region of the United*
 11 *States in which the recommendations are provided to*
 12 *agricultural producers.”.*

13 ***TITLE VIII—TRANSPORTING***
 14 ***BOWS ACROSS NATIONAL***
 15 ***PARK SERVICE LANDS***

16 ***SEC. 801. SHORT TITLE.***

17 *This title may be cited as the “Hunter Access Cor-*
 18 *ridors Act”.*

19 ***SEC. 802. BOWHUNTING OPPORTUNITY AND WILDLIFE***
 20 ***STEWARDSHIP.***

21 *(a) IN GENERAL.*—*Subchapter II of chapter 1015 of*
 22 *title 54, United States Code, is amended by adding at the*
 23 *end the following:*

24 ***“§ 101513. Hunter access corridors***

25 *“(a) DEFINITIONS.*—*In this section:*

1 “(1) *NOT READY FOR IMMEDIATE USE.*—The
2 *term ‘not ready for immediate use’ means—*

3 “(A) *a bow or crossbow, the arrows of which*
4 *are secured or stowed in a quiver or other arrow*
5 *transport case; and*

6 “(B) *with respect to a crossbow, uncocked.*

7 “(2) *VALID HUNTING LICENSE.*—The term ‘*valid*
8 *hunting license’ means a State-issued hunting license*
9 *that authorizes an individual to hunt on private or*
10 *public land adjacent to the System unit in which the*
11 *individual is located while in possession of a bow or*
12 *crossbow that is not ready for immediate use.*

13 “(b) *TRANSPORTATION AUTHORIZED.*—

14 “(1) *IN GENERAL.*—The Director shall not re-
15 *quire a permit for, or promulgate or enforce any reg-*
16 *ulation that prohibits an individual from trans-*
17 *porting bows and crossbows that are not ready for*
18 *immediate use across any System unit if—*

19 “(A) *in the case of an individual traversing*
20 *the System unit on foot—*

21 “(i) *the individual is not otherwise*
22 *prohibited by law from possessing the bows*
23 *and crossbows;*

24 “(ii) *the bows or crossbows are not*
25 *ready for immediate use throughout the pe-*

1 *riod during which the bows or crossbows are*
 2 *transported across the System unit;*

3 *“(iii) the possession of the bows and*
 4 *crossbows is in compliance with the law of*
 5 *the State in which the System unit is lo-*
 6 *cated; and*

7 *“(iv)(I) the individual possesses a*
 8 *valid hunting license;*

9 *“(II) the individual is traversing the*
 10 *System unit en route to a hunting access*
 11 *corridor established under subsection (c)(1);*
 12 *or*

13 *“(III) the individual is traversing the*
 14 *System unit in compliance with any other*
 15 *applicable regulations or policies; or*

16 *“(B) the bows or crossbows are not ready*
 17 *for immediate use and remain inside a vehicle.*

18 *“(2) ENFORCEMENT.—Nothing in this subsection*
 19 *limits the authority of the Director to enforce laws*
 20 *(including regulations) prohibiting hunting or the*
 21 *taking of wildlife in any System unit.*

22 *“(c) ESTABLISHMENT OF HUNTER ACCESS COR-*
 23 *RIDORS.—*

24 *“(1) IN GENERAL.—On a determination by the*
 25 *Director under paragraph (2), the Director may es-*

1 *tablish and publish (in accordance with section 1.5 of*
 2 *title 36, Code of Federal Regulations (or a successor*
 3 *regulation)), on a publicly available map, hunter ac-*
 4 *cess corridors across System units that are used to ac-*
 5 *cess public land that is—*

6 *“(A) contiguous to a System unit; and*

7 *“(B) open to hunting.*

8 *“(2) DETERMINATION BY DIRECTOR.—The deter-*
 9 *mination referred to in paragraph (1) is a deter-*
 10 *mination that the hunter access corridor would pro-*
 11 *vide wildlife management or visitor experience bene-*
 12 *fits within the boundary of the System unit in which*
 13 *the hunter access corridor is located.*

14 *“(3) HUNTING SEASON.—The hunter access cor-*
 15 *ridors shall be open for use during hunting seasons.*

16 *“(4) EXCEPTION.—The Director may establish*
 17 *limited periods during which access through the hun-*
 18 *ter access corridors is closed for reasons of public safe-*
 19 *ty, administration, or compliance with applicable*
 20 *law.*

21 *“(5) IDENTIFICATION OF CORRIDORS.—The Di-*
 22 *rector shall—*

23 *“(A) make information regarding hunter*
 24 *access corridors available on the individual*
 25 *website of the applicable System unit; and*

1 “(B) provide information regarding any
 2 processes established by the Director for trans-
 3 porting legally taken game through individual
 4 hunter access corridors.

5 “(6) REGISTRATION; TRANSPORTATION OF
 6 GAME.—The Director may—

7 “(A) provide registration boxes to be located
 8 at the trailhead of each hunter access corridor for
 9 self-registration;

10 “(B) provide a process for online self-reg-
 11 istration; and

12 “(C) allow nonmotorized conveyances to
 13 transport legally taken game through a hunter
 14 access corridor established under this subsection,
 15 including game carts and sleds.

16 “(7) CONSULTATION WITH STATES.—The Direc-
 17 tor shall consult with each applicable State wildlife
 18 agency to identify appropriate hunter access cor-
 19 ridors.

20 “(d) EFFECT.—Nothing in this section—

21 “(1) diminishes, enlarges, or modifies any Fed-
 22 eral or State authority with respect to recreational
 23 hunting, recreational shooting, or any other rec-
 24 reational activities within the boundaries of a System
 25 unit; or

1 “(2) *authorizes—*

2 “(A) *the establishment of new trails in Sys-*
3 *tem units; or*

4 “(B) *authorizes individuals to access areas*
5 *in System units, on foot or otherwise, that are*
6 *not open to such access.*

7 “(e) *NO MAJOR FEDERAL ACTION.—*

8 “(1) *IN GENERAL.—Any action taken under this*
9 *section shall not be considered a major Federal action*
10 *significantly affecting the quality of the human envi-*
11 *ronment under the National Environmental Policy*
12 *Act of 1969 (42 U.S.C. 4321 et seq.).*

13 “(2) *NO ADDITIONAL ACTION REQUIRED.—No*
14 *additional identification, analyses, or consideration*
15 *of environmental effects (including cumulative envi-*
16 *ronmental effects) is necessary or required with re-*
17 *spect to an action taken under this section.”.*

18 (b) *CLERICAL AMENDMENT.—The table of sections for*
19 *title 54, United States Code, is amended by inserting after*
20 *the item relating to section 101512 the following:*

“101513. Hunter access corridors.”.

1 **TITLE IX—FEDERAL LAND**
 2 **TRANSACTION FACILITATION**
 3 **ACT REAUTHORIZATION**
 4 **(FLTFA)**

5 **SEC. 901. SHORT TITLE.**

6 *This title may be cited as the “Federal Land Trans-*
 7 *action Facilitation Act Reauthorization of 2015”.*

8 **SEC. 902. FEDERAL LAND TRANSACTION FACILITATION**
 9 **ACT.**

10 *The Federal Land Transaction Facilitation Act is*
 11 *amended—*

12 *(1) in section 203(1) (43 U.S.C. 2302(1)), by*
 13 *striking “cultural, or” and inserting “cultural, rec-*
 14 *reational access and use, or other”;*

15 *(2) in section 203(2) in the matter preceding*
 16 *subparagraph (A), by striking “on the date of enact-*
 17 *ment of this Act was” and inserting “is”;*

18 *(3) in section 205 (43 U.S.C. 2304)—*

19 *(A) in subsection (a), by striking “section*
 20 *206” and all that follows through the period and*
 21 *inserting the following: “section 206—*

22 *“(1) to complete appraisals and satisfy other*
 23 *legal requirements for the sale or exchange of public*
 24 *land identified for disposal under approved land use*

1 *plans under section 202 of the Federal Land Policy*
 2 *and Management Act of 1976 (43 U.S.C. 1712);*

3 *“(2) not later than 180 days after the date of the*
 4 *enactment of the Federal Land Transaction Facilita-*
 5 *tion Act Reauthorization of 2015, to establish and*
 6 *make available to the public, on the website of the De-*
 7 *partment of the Interior, a database containing a*
 8 *comprehensive list of all the land referred to in para-*
 9 *graph (1); and*

10 *“(3) to maintain the database referred to in*
 11 *paragraph (2).”;* and

12 *(B) in subsection (d), by striking “11” and*
 13 *inserting “22”;*

14 *(4) by amending section 206(c)(1) (43 U.S.C.*
 15 *2305(c)(1)) to read as follows:*

16 *“(1) USE OF FUNDS.—*

17 *“(A) IN GENERAL.—Funds in the Federal*
 18 *Land Disposal Account shall be expended in ac-*
 19 *cordance with this subsection.*

20 *“(B) PURPOSES.—Except as authorized*
 21 *under paragraph (2), funds in the Federal Land*
 22 *Disposal Account shall be used for one or more*
 23 *of the following purposes:*

24 *“(i) To purchase lands or interests*
 25 *therein that are otherwise authorized by law*

to be acquired and are one or more of the following:

“(I) *Inholdings.*

“(II) *Adjacent to federally designated areas and contain exceptional resources.*

“(III) *Provide opportunities for hunting, recreational fishing, recreational shooting, and other recreational activities.*

“(IV) *Likely to aid in the performance of deferred maintenance or the reduction of operation and maintenance costs or other deferred costs.*

“(ii) *To perform deferred maintenance or other maintenance activities that enhance opportunities for recreational access.”;*

(5) *in section 206(c)(2) (43 U.S.C. 2305(c)(2))—*

(A) by striking subparagraph (A);

(B) by redesignating subparagraphs (B), (C), and (D) as subparagraphs (A), (B), and (C), respectively;

(C) in subparagraph (C) (as so redesignated by this paragraph)—

1 (i) by striking “PURCHASES” and in-
 2 serting “LAND PURCHASES AND PERFORM-
 3 ANCE OF DEFERRED MAINTENANCE ACTIVI-
 4 TIES”;

5 (ii) by striking “subparagraph (C)”
 6 and inserting “subparagraph (B)”; and

7 (iii) by inserting “for the activities
 8 outlined in paragraph (2)” after “gen-
 9 erated”; and

10 (D) by adding at the end the following:

11 “(D) Any funds made available under sub-
 12 paragraph (C) that are not obligated or ex-
 13 pended by the end of the fourth full fiscal year
 14 after the date of the sale or exchange of land that
 15 generated the funds may be expended in any
 16 State.”;

17 (6) in section 206(c)(3) (43 U.S.C. 2305(c)(3))—

18 (A) by inserting after subparagraph (A) the
 19 following:

20 “(B) the extent to which the acquisition of
 21 the land or interest therein will increase the pub-
 22 lic availability of resources for, and facilitate
 23 public access to, hunting, fishing, and other rec-
 24 reational activities;”; and

1 (B) by redesignating subparagraphs (B)
2 and (C) as subparagraphs (C) and (D);

3 (7) in section 206(f) (43 U.S.C. 2305(f)), by
4 amending paragraph (2) to read as follows:

5 “(2) any remaining balance in the account shall
6 be deposited in the Treasury and used for deficit re-
7 duction, except that in the case of a fiscal year for
8 which there is no Federal budget deficit, such
9 amounts shall be used to reduce the Federal debt (in
10 such manner as the Secretary of the Treasury con-
11 siders appropriate).”; and

12 (8) in section 207(b) (43 U.S.C. 2306(b))—

13 (A) in paragraph (1)—

14 (i) by striking “96–568” and inserting
15 “96–586”; and

16 (ii) by striking “; or” and inserting a
17 semicolon;

18 (B) in paragraph (2)—

19 (i) by inserting “Public Law 105–
20 263;” before “112 Stat.”; and

21 (ii) by striking the period at the end
22 and inserting a semicolon; and

23 (C) by adding at the end the following:

1 “(3) *the White Pine County Conservation, Recre-*
 2 *ation, and Development Act of 2006 (Public Law*
 3 *109–432; 120 Stat. 3028);*

4 “(4) *the Lincoln County Conservation, Recre-*
 5 *ation, and Development Act of 2004 (Public Law*
 6 *108–424; 118 Stat. 2403);*

7 “(5) *subtitle F of title I of the Omnibus Public*
 8 *Land Management Act of 2009 (16 U.S.C. 1132 note;*
 9 *Public Law 111–11);*

10 “(6) *subtitle O of title I of the Omnibus Public*
 11 *Land Management Act of 2009 (16 U.S.C. 460www*
 12 *note, 1132 note; Public Law 111–11);*

13 “(7) *section 2601 of the Omnibus Public Land*
 14 *Management Act of 2009 (Public Law 111–11; 123*
 15 *Stat. 1108); or*

16 “(8) *section 2606 of the Omnibus Public Land*
 17 *Management Act of 2009 (Public Law 111–11; 123*
 18 *Stat. 1121).”.*

19 ***TITLE X—AFRICAN ELEPHANT***
 20 ***CONSERVATION AND LEGAL***
 21 ***IVORY POSSESSION ACT***

22 ***SEC. 1001. SHORT TITLE.***

23 *This title may be cited as the “African Elephant Con-*
 24 *servation and Legal Ivory Possession Act of 2015”.*

1 **SEC. 1002. REFERENCES.**

2 *Except as otherwise specifically provided, whenever in*
 3 *this title an amendment or repeal is expressed in terms of*
 4 *an amendment to, or repeal of, a provision, the reference*
 5 *shall be considered to be made to a provision of the African*
 6 *Elephant Conservation Act (16 U.S.C. 4201 et seq.).*

7 **SEC. 1003. LIMITED EXEMPTION FOR CERTAIN AFRICAN**
 8 **ELEPHANT IVORY.**

9 *Section 2203 (16 U.S.C. 4223) is amended—*

10 *(1) by inserting “(a) IN GENERAL.—” before the*
 11 *first sentence;*

12 *(2) by inserting “and subsection (b) of this sec-*
 13 *tion” after “2202(e)”;* and

14 *(3) by adding at the end the following:*

15 *“(b) EXEMPTION.—Nothing in this Act or subsection*
 16 *(a) or (d) of section 9 of the Endangered Species Act of*
 17 *1973 (16 U.S.C. 1538) shall be construed to prohibit impor-*
 18 *tation or exportation, or to require permission of the Sec-*
 19 *retary for importation or exportation, of—*

20 *“(1) any raw ivory or worked ivory—*

21 *“(A) imported solely for purposes of becom-*
 22 *ing part of a museum’s permanent collection, re-*
 23 *turn to a lending museum, or display in a mu-*
 24 *seum; or*

25 *“(B) exported solely for purposes of—*

26 *“(i) display in a foreign museum; or*

1 “(ii) return to a foreign person who
2 lent such ivory to a museum in the United
3 States;

4 “(2) any raw ivory or worked ivory that was
5 lawfully importable into the United States on Feb-
6 ruary 24, 2014, regardless of when acquired; or

7 “(3) any worked ivory that was previously law-
8 fully possessed in the United States.”.

9 **SEC. 1004. PLACEMENT OF UNITED STATES FISH AND WILD-**
10 **LIFE SERVICE LAW ENFORCEMENT OFFICER**
11 **IN EACH AFRICAN ELEPHANT RANGE COUN-**
12 **TRY.**

13 *Part I (16 U.S.C. 4211 et seq.) is amended by adding*
14 *at the end the following:*

15 **“SEC. 2105. PLACEMENT OF UNITED STATES FISH AND**
16 **WILDLIFE SERVICE LAW ENFORCEMENT OFFI-**
17 **CER IN EACH AFRICAN ELEPHANT RANGE**
18 **COUNTRY.**

19 *“The Secretary, in coordination with the Secretary of*
20 *State, may station one United States Fish and Wildlife*
21 *Service law enforcement officer in the primary United*
22 *States diplomatic or consular post in each African country*
23 *that has a significant population of African elephants, who*
24 *shall assist local wildlife rangers in the protection of Afri-*
25 *can elephants and facilitate the apprehension of individuals*

1 *who illegally kill, or assist the illegal killing of, African ele-*
 2 *phants.”.*

3 **SEC. 1005. CERTIFICATION FOR THE PURPOSES OF THE**
 4 **FISHERMEN’S PROTECTIVE ACT OF 1967.**

5 *Section 2202 (16 U.S.C. 4222) is amended by adding*
 6 *at the end the following:*

7 *“(g) CERTIFICATION.—When the Secretary of the Inte-*
 8 *rior finds that a country, directly or indirectly, is a signifi-*
 9 *cant transit or destination point for illegal ivory trade, the*
 10 *Secretary shall certify such fact to the President with re-*
 11 *spect to the country for the purposes of section 8(a) of the*
 12 *Fishermen’s Protective Act of 1967 (22 U.S.C. 1978(a)).”.*

13 **SEC. 1006. TREATMENT OF ELEPHANT IVORY.**

14 *Section 2203 (16 U.S.C. 4223) is further amended by*
 15 *adding at the end the following:*

16 *“(c) TREATMENT OF ELEPHANT IVORY.—Nothing in*
 17 *this Act or the Endangered Species Act of 1973 (16 U.S.C.*
 18 *1538) shall be construed—*

19 *“(1) to prohibit, or to authorize prohibiting, the*
 20 *possession, sale, delivery, receipt, shipment, or trans-*
 21 *portation of African elephant ivory, or any product*
 22 *containing African elephant ivory, that has been law-*
 23 *fully imported or crafted in the United States; or*

24 *“(2) to authorize using any means of deter-*
 25 *mining for purposes of this Act or the Endangered*

1 *Species Act of 1973 whether African elephant ivory*
 2 *has been lawfully imported, including any presump-*
 3 *tion or burden of proof applied in such determina-*
 4 *tion, other than such means used by the Secretary as*
 5 *of February 24, 2014.”.*

6 **SEC. 1007. SPORT-HUNTED ELEPHANT TROPHIES.**

7 *Section 2203 (16 U.S.C. 4223) is further amended by*
 8 *adding at the end the following:*

9 “(d) *SPORT-HUNTED ELEPHANT TROPHIES.*—*Nothing*
 10 *in this Act or subsection (a) or (d) of section 9 of the En-*
 11 *dangered Species Act of 1973 (16 U.S.C. 1538) shall be con-*
 12 *strued to prohibit any citizen or legal resident of the United*
 13 *States, or an agent of such an individual, from importing*
 14 *a sport-hunted African elephant trophy under section*
 15 *2202(e) of this Act, if the country in which the elephant*
 16 *was taken had an elephant population on Appendix II of*
 17 *CITES at the time the trophy elephant was taken.*

18 “(e) *RELATIONSHIP TO THE CONVENTION.*—*Nothing*
 19 *in this section shall be construed as modifying or repealing*
 20 *the Secretary’s duties to implement CITES and the appen-*
 21 *dices thereto, or as modifying or repealing section 8A or*
 22 *9(c) of the Endangered Species Act of 1973 (16 U.S.C.*
 23 *1537a and 1538(c)).”.*

1 **SEC. 1008. AFRICAN ELEPHANT CONSERVATION ACT FINAN-**
 2 **CIAL ASSISTANCE PRIORITY AND REAUTHOR-**
 3 **IZATION.**

4 (a) *FINANCIAL ASSISTANCE PRIORITY.*—Section 2101
 5 (16 U.S.C. 4211) is amended by redesignating subsections
 6 (e) and (f) as subsections (f) and (g), respectively, and by
 7 inserting after subsection (d) the following:

8 “(e) *PRIORITY.*—In providing financial assistance
 9 under this section, the Secretary shall give priority to
 10 projects designed to facilitate the acquisition of equipment
 11 and training of wildlife officials in ivory producing coun-
 12 tries to be used in anti-poaching efforts.”.

13 (b) *REAUTHORIZATION.*—Section 2306(a) (16 U.S.C.
 14 4245(a)) is amended by striking “2007 through 2012” and
 15 inserting “2016 through 2020”.

16 **TITLE XI—RESPECT FOR**
 17 **TREATIES AND RIGHTS**

18 **SEC. 1101. RESPECT FOR TREATIES AND RIGHTS.**

19 *Nothing in this Act or the amendments made by this*
 20 *Act shall be construed to affect or modify any treaty or*
 21 *other right of any federally recognized Indian tribe.*

1 **TITLE XII—INTEREST ON OBLI-**
 2 **GATIONS HELD IN THE WILD-**
 3 **LIFE RESTORATION FUND**

4 **SEC. 1201. INTEREST ON OBLIGATIONS HELD IN THE WILD-**
 5 **LIFE RESTORATION FUND.**

6 *Section 3(b)(2)(C) of the Pittman-Robertson Wildlife*
 7 *Restoration Act (16 U.S.C. 669b(b)(2)(C)) is amended by*
 8 *striking “2016” and inserting “2026”.*

9 **TITLE XIII—PERMITS FOR FILM**
 10 **CREWS OF FIVE PEOPLE OR**
 11 **LESS**

12 **SEC. 1301. ANNUAL PERMIT AND FEE FOR FILM CREWS OF**
 13 **5 PERSONS OR FEWER.**

14 *(a) PURPOSE.—The purpose of this section is to pro-*
 15 *vide commercial film crews of 5 persons or fewer access to*
 16 *film in areas designated for public use during public hours*
 17 *on Federal land and waterways.*

18 *(b) NATIONAL PARK SYSTEM LAND.—Section 100905*
 19 *of title 54, United States Code, is amended—*

20 *(1) in subsection (a)—*

21 *(A) in paragraph (1), by striking “The Sec-*
 22 *retary” and inserting “Except as provided in*
 23 *paragraph (3), the Secretary”; and*

24 *(B) by adding at the end the following:*

1 “(3) *SPECIAL RULES FOR FILM CREWS OF 5 PER-*
2 *SONS OR FEWER.—*

3 “(A) *DEFINITION OF FILM CREW.—In this*
4 *paragraph, the term ‘film crew’ means any per-*
5 *sons present on Federal land or waterways*
6 *under the jurisdiction of the Secretary who are*
7 *associated with the production of a film.*

8 “(B) *REQUIRED PERMIT AND FEE.—For*
9 *any film crew of 5 persons or fewer, the Sec-*
10 *retary shall require a permit and assess an an-*
11 *nuual fee of \$200 for commercial filming activi-*
12 *ties or similar projects on Federal land and wa-*
13 *terways administered by the Secretary.*

14 “(C) *COMMERCIAL FILMING ACTIVITIES.—A*
15 *permit issued under subparagraph (B) shall be*
16 *valid for commercial filming activities or simi-*
17 *lar projects that occur in areas designated for*
18 *public use during public hours on all Federal*
19 *land and waterways administered by the Sec-*
20 *retary for a 1-year period beginning on the date*
21 *of issuance of the permit.*

22 “(D) *NO ADDITIONAL FEES.—For persons*
23 *holding a permit issued under this paragraph,*
24 *during the effective period of the permit, the Sec-*

1 *retary shall not assess any fees in addition to the*
2 *fee assessed under subparagraph (B).*

3 *“(E) USE OF CAMERAS.—The Secretary*
4 *shall not prohibit, as a mechanized apparatus or*
5 *under any other purposes, use of cameras or re-*
6 *lated equipment used for the purpose of commer-*
7 *cial filming activities or similar projects in ac-*
8 *cordance with this paragraph on Federal land*
9 *and waterways administered by the Secretary.*

10 *“(F) NOTIFICATION REQUIRED.—A film*
11 *crew of 5 persons or fewer subject to a permit*
12 *issued under this paragraph shall notify the ap-*
13 *plicable land management agency with jurisdic-*
14 *tion over the Federal land at least 48 hours be-*
15 *fore entering the Federal land.*

16 *“(G) DENIAL OF ACCESS.—The head of the*
17 *applicable land management agency may deny*
18 *access to a film crew under this paragraph if—*

19 *“(i) there is a likelihood of resource*
20 *damage that cannot be mitigated;*

21 *“(ii) there would be an unreasonable*
22 *disruption of the use and enjoyment of the*
23 *site by the public;*

24 *“(iii) the activity poses health or safety*
25 *risks to the public; or*

1 “(iv) the filming includes the use of
 2 models or props that are not part of the
 3 natural or cultural resources or administra-
 4 tive facilities of the Federal land.”; and

5 (2) in the first sentence of subsection (b), by
 6 striking “collect any costs” and inserting “recover
 7 any costs”.

8 (c) *OTHER FEDERAL LAND.*—Section 1 of Public Law
 9 106–206 (16 U.S.C. 460l–6d) is amended—

10 (1) in subsection (a)—

11 (A) in paragraph (1), by striking “The Sec-
 12 retary” and inserting “Except as provided in
 13 paragraph (3), the Secretary”; and

14 (B) by adding at the end the following:

15 “(3) *SPECIAL RULES FOR FILM CREWS OF 5 PER-*
 16 *SONS OR FEWER.*—

17 “(A) *DEFINITION OF FILM CREW.*—In this
 18 paragraph, the term ‘film crew’ means any per-
 19 sons present on Federal land or waterways
 20 under the jurisdiction of the Secretary who are
 21 associated with the production of a film.

22 “(B) *REQUIRED PERMIT AND FEE.*—For
 23 any film crew of 5 persons or fewer, the Sec-
 24 retary shall require a permit and assess an an-
 25 nual fee of \$200 for commercial filming activi-

1 *ties or similar projects on Federal land and wa-*
2 *terways administered by the Secretary.*

3 “(C) *COMMERCIAL FILMING ACTIVITIES.*—A
4 *permit issued under subparagraph (B) shall be*
5 *valid for commercial filming activities or simi-*
6 *lar projects that occur in areas designated for*
7 *public use during public hours on all Federal*
8 *land and waterways administered by the Sec-*
9 *retary for a 1-year period beginning on the date*
10 *of issuance of the permit.*

11 “(D) *NO ADDITIONAL FEES.*—For persons
12 *holding a permit issued under this paragraph,*
13 *during the effective period of the permit, the Sec-*
14 *retary shall not assess any fees in addition to the*
15 *fee assessed under subparagraph (B).*

16 “(E) *USE OF CAMERAS.*—The Secretary
17 *shall not prohibit, as a mechanized apparatus or*
18 *under any other purposes, use of cameras or re-*
19 *lated equipment used for the purpose of commer-*
20 *cial filming activities or similar projects in ac-*
21 *cordance with this paragraph on Federal land*
22 *and waterways administered by the Secretary.*

23 “(F) *NOTIFICATION REQUIRED.*—A film
24 *crew of 5 persons or fewer subject to a permit*
25 *issued under this paragraph shall notify the ap-*

1 *plicable land management agency with jurisdic-*
 2 *tion over the Federal land at least 48 hours be-*
 3 *fore entering the Federal land.*

4 “(G) *DENIAL OF ACCESS.*—*The head of the*
 5 *applicable land management agency may deny*
 6 *access to a film crew under this paragraph if—*

7 “(i) *there is a likelihood of resource*
 8 *damage that cannot be mitigated;*

9 “(ii) *there would be an unreasonable*
 10 *disruption of the use and enjoyment of the*
 11 *site by the public;*

12 “(iii) *the activity poses health or safety*
 13 *risks to the public; or*

14 “(iv) *the filming includes the use of*
 15 *models or props that are not part of the*
 16 *natural or cultural resources or administra-*
 17 *tive facilities of the Federal land.”; and*

18 (2) *in the first sentence of subsection (b)—*

19 (A) *by striking “collect any costs” and in-*
 20 *serting “recover any costs”; and*

21 (B) *by striking “similar project” and in-*
 22 *serting “similar projects”.*

1 **TITLE XIV—STATE APPROVAL OF**
 2 **FISHING RESTRICTION**

3 **SEC. 1401. STATE OR TERRITORIAL APPROVAL OF RESTRIC-**
 4 **TION OF RECREATIONAL OR COMMERCIAL**
 5 **FISHING ACCESS TO CERTAIN STATE OR TER-**
 6 **RITORIAL WATERS.**

7 (a) *APPROVAL REQUIRED.*—The Secretary of the Inte-
 8 rior and the Secretary of Commerce shall not restrict rec-
 9 reational or commercial fishing access to any State or terri-
 10 torial marine waters or Great Lakes waters within the ju-
 11 risdiction of the National Park Service or the Office of Na-
 12 tional Marine Sanctuaries, respectively, unless those restric-
 13 tions are developed in coordination with, and approved by,
 14 the fish and wildlife management agency of the State or
 15 territory that has fisheries management authority over those
 16 waters.

17 (b) *DEFINITION.*—In this section, the term “marine
 18 waters” includes coastal waters and estuaries.

19 **TITLE XV—HUNTING AND REC-**
 20 **REATIONAL FISHING WITHIN**
 21 **CERTAIN NATIONAL FORESTS**

22 **SEC. 1501. DEFINITIONS.**

23 *In this title:*

24 (1) *HUNTING.*—The term “hunting” means use
 25 of a firearm, bow, or other authorized means in the

1 *lawful pursuit, shooting, capture, collection, trapping,*
 2 *or killing of wildlife; attempt to pursue, shoot, cap-*
 3 *ture, collect, trap, or kill wildlife; or the training and*
 4 *use of hunting dogs, including field trials.*

5 (2) *RECREATIONAL FISHING.*—*The term “rec-*
 6 *reational fishing” means the lawful pursuit, capture,*
 7 *collection, or killing of fish; or attempt to capture,*
 8 *collect, or kill fish.*

9 (3) *FOREST PLAN.*—*The term “forest plan”*
 10 *means a land and resource management plan pre-*
 11 *pared by the Forest Service for a unit of the National*
 12 *Forest System pursuant to section 6 of the Forest and*
 13 *Rangeland Renewable Resources Planning Act of*
 14 *1974 (16 U.S.C. 1604).*

15 (4) *NATIONAL FOREST SYSTEM.*—*The term “Na-*
 16 *tional Forest System” has the meaning given that*
 17 *term in section 11(a) of the Forest and Rangeland*
 18 *Renewable Resources Planning Act of 1974 (16*
 19 *U.S.C. 1609(a))*

20 **SEC. 1502. HUNTING AND RECREATIONAL FISHING WITHIN**
 21 **THE NATIONAL FOREST SYSTEM.**

22 (a) *PROHIBITION OF RESTRICTIONS.*—*The Secretary*
 23 *of Agriculture or Chief of the Forest Service may not estab-*
 24 *lish policies, directives, or regulations that restrict the type,*
 25 *season, or method of hunting or recreational fishing on*

1 *lands within the National Forest System that are otherwise*
2 *open to those activities and are consistent with the applica-*
3 *ble forest plan.*

4 **(b) PRIOR RESTRICTIONS VOID.**—*Any restrictions im-*
5 *posed by the Secretary of Agriculture or Chief of the Forest*
6 *Service regarding the type, season, or method of hunting*
7 *or recreational fishing on lands within the National Forest*
8 *System that are otherwise open to those activities in force*
9 *on the date of the enactment of this Act shall be void and*
10 *have no force or effect.*

11 **(c) APPLICABILITY.**—*This section shall apply only to*
12 *the Kisatchie National Forest in the State of Louisiana,*
13 *the De Soto National Forest in the State of Mississippi,*
14 *and the Ozark National Forest, the St. Francis National*
15 *Forest and the Ouachita National Forest in the States of*
16 *Arkansas and Oklahoma.*

17 **(d) STATE AUTHORITY.**—*Nothing in this section, sec-*
18 *tion 1 of the Act of June 4, 1897 (16 U.S.C. 551), or section*
19 *32 of the Act of July 22, 1937 (7 U.S.C. 1011) shall affect*
20 *the authority of States to manage hunting or recreational*
21 *fishing on lands within the National Forest System.*

1 ***TITLE XVI—GRAND CANYON***
2 ***BISON MANAGEMENT ACT***

3 ***SEC. 1601. SHORT TITLE.***

4 *This title may be cited as the “Grand Canyon Bison*
5 *Management Act”.*

6 ***SEC. 1602. DEFINITIONS.***

7 *In this title:*

8 (1) *MANAGEMENT PLAN.*—*The term “manage-*
9 *ment plan” means the management plan published*
10 *under section 1603(a).*

11 (2) *PARK.*—*The term “Park” means the Grand*
12 *Canyon National Park.*

13 (3) *SECRETARY.*—*The term “Secretary” means*
14 *the Secretary of the Interior.*

15 (4) *SKILLED PUBLIC VOLUNTEER.*—*The term*
16 *“skilled public volunteer” means an individual who*
17 *possesses—*

18 (A) *a valid hunting license issued by the*
19 *State of Arizona; and*

20 (B) *such other qualifications as the Sec-*
21 *retary may require, after consultation with the*
22 *Arizona Game and Fish Commission.*

1 **SEC. 1603. BISON MANAGEMENT PLAN FOR GRAND CANYON**
2 **NATIONAL PARK.**

3 (a) *PUBLICATION OF PLAN.*—Not later than 180 days
4 after the date of enactment of this Act, the Secretary shall
5 publish a management plan to reduce, through humane le-
6 thal culling by skilled public volunteers and by other non-
7 lethal means, the population of bison in the Park that the
8 Secretary determines are detrimental to the use of the Park.

9 (b) *REMOVAL OF ANIMAL.*—Notwithstanding any other
10 provision of law, a skilled public volunteer may remove a
11 full bison harvested from the Park.

12 (c) *COORDINATION.*—The Secretary shall coordinate
13 with the Arizona Game and Fish Commission regarding the
14 development and implementation of the management plan.

15 (d) *NEPA COMPLIANCE.*—In developing the manage-
16 ment plan, the Secretary shall comply with all applicable
17 Federal environmental laws (including regulations), in-
18 cluding the National Environmental Policy Act of 1969 (42
19 U.S.C. 4321 et seq.).

20 (e) *LIMITATION.*—Nothing in this title applies to the
21 taking of wildlife in the Park for any purpose other than
22 the implementation of the management plan.

Union Calendar No. 287

114TH CONGRESS
1ST Session

H. R. 2406

[Report No. 114-377, Part I]

A BILL

To protect and enhance opportunities for recreational hunting, fishing, and shooting, and for other purposes.

DECEMBER 10, 2015

Reported from the Committee on Natural Resources with
an amendment

DECEMBER 10, 2015

The Committees on Agriculture, Energy and Commerce,
Transportation and Infrastructure, and the Judiciary
discharged, committed to the Committee of the Whole
House on the State of the Union and ordered to be
printed