

Union Calendar No.

113TH CONGRESS
2^D SESSION

H. R. 5069

[Report No. 113-]

To amend the Migratory Bird Hunting and Conservation Stamp Act to increase in the price of Migratory Bird Hunting and Conservation Stamps to fund the acquisition of conservation easements for migratory birds, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 10, 2014

Mr. FLEMING (for himself, Mr. KIND, Mr. WITTMAN, and Mr. SMITH of Missouri) introduced the following bill; which was referred to the Committee on Natural Resources

SEPTEMBER --, 2014

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 July 10, 2014]

A BILL

To amend the Migratory Bird Hunting and Conservation Stamp Act to increase in the price of Migratory Bird Hunting and Conservation Stamps to fund the acquisition of conservation easements for migratory birds, 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 “Federal Duck Stamp*
5 *Act of 2014”.*

6 **SEC. 2. INCREASE IN PRICE OF MIGRATORY BIRD HUNTING**
7 **AND CONSERVATION STAMP TO FUND ACQUI-**
8 **SITION OF CONSERVATION EASEMENTS FOR**
9 **MIGRATORY BIRDS.**

10 *The Migratory Bird Hunting and Conservation*
11 *Stamp Act is amended—*

12 *(1) in section 2(b) (16 U.S.C. 718b(b))—*

13 *(A) by striking “1990, and” and inserting*
14 *“1990,”; and*

15 *(B) by striking “for each hunting year*
16 *thereafter” and inserting “for hunting years*
17 *1991 through 2013, and \$25 for each hunting*
18 *year thereafter”;*

19 *(2) by adding at the end of section 2 (16 U.S.C.*
20 *718b) the following:*

21 *“(c) REDUCTION IN PRICE OF STAMP.—The Secretary*
22 *may reduce the price of each stamp sold under the provi-*
23 *sions of this section for a hunting year if the Secretary de-*
24 *termines that the increase in the price of the stamp after*

1 *hunting year 2013 resulted in a reduction in revenues de-*
2 *posited into the fund.”; and*

3 *(3) in section 4 (16 U.S.C. 718d)—*

4 *(A) in subsection (a)(3), by inserting before*
5 *the period the following: “, in which there shall*
6 *be a subaccount to which the Secretary of the*
7 *Treasury shall transfer all amounts in excess of*
8 *\$15 that are received from the sale of each stamp*
9 *sold for each hunting year after hunting year*
10 *2013”;*

11 *(B) in subsection (b)(1), by striking “So*
12 *much” and inserting “Except as provided in*
13 *paragraph (4), so much”;*

14 *(C) in subsection (b)(2), by striking “para-*
15 *graph (3)” and inserting “paragraphs (3) and*
16 *(4)”;* and

17 *(D) by adding at the end of subsection (b)*
18 *the following:*

19 *“(4) CONSERVATION EASEMENTS.—Amounts in*
20 *the subaccount referred to in subsection (a)(3) shall be*
21 *used by the Secretary solely to acquire easements in*
22 *real property in the United States for conservation of*
23 *migratory birds.”.*

1 **SEC. 3. ANNUAL REPORT ON EXPENDITURES.**

2 *Section 4 of the Migratory Bird Hunting and Con-*
3 *servation Stamp Act (16 U.S.C. 718d) is further amend-*
4 *ed—*

5 *(1) in subsection (c)—*

6 *(A) by striking so much as precedes “The*
7 *Secretary may” and inserting the following:*

8 *“(c) PROMOTION OF STAMP SALES.—”; and*

9 *(B) by striking paragraph (2); and*

10 *(2) by adding at the end the following:*

11 *“(d) ANNUAL REPORT.—The Secretary shall include*
12 *in each annual report of the Commission under section 3*
13 *of the Migratory Bird Conservation Act (16 U.S.C. 715b)—*

14 *“(1) a description of activities conducted under*
15 *subsection (c) in the year covered by the report;*

16 *“(2) an annual assessment of the status of wet-*
17 *lands conservation projects for migratory bird con-*
18 *servation purposes, including a clear and accurate ac-*
19 *counting of—*

20 *“(A) all expenditures by Federal and State*
21 *agencies under this section; and*

22 *“(B) all expenditures made for fee-simple*
23 *acquisition of Federal lands in the United*
24 *States, including the amount paid and acreage*
25 *of each parcel acquired in each acquisition;*

1 “(3) an analysis of the refuge lands opened, and
2 refuge lands closed, for hunting and fishing in the
3 year covered by the report, including—

4 “(A) identification of the specific areas in
5 each refuge and the reasons for the closure or
6 opening; and

7 “(B) a detailed description of each closure
8 including detailed justification for such closure;

9 “(4) the total number of acres of refuge land
10 open for hunting and fishing, and the total number
11 of acres of refuge land closed for hunting and fishing,
12 in the year covered by the report; and

13 “(5) a separate report on the hunting and fish-
14 ing status of those lands added to the system in the
15 year covered by the report.”.

16 **SEC. 4. EXEMPTION FOR TAKINGS BY RURAL ALASKA SUB-**
17 **SISTENCE USERS.**

18 Section 1(a)(2) of the Migratory Bird Hunting and
19 Conservation Stamp Act (16 U.S.C. 718a(a)(2)) is amended
20 by striking “or” after the semicolon at the end of subpara-
21 graph (B), by striking the period at the end of subpara-
22 graph (C) and inserting “; or”, and by adding at the end
23 the following:

24 “(D) by a rural Alaska resident for subsist-
25 ence uses (as that term is defined in section 803

1 *of the Alaska National Interest Lands Conserva-*
2 *tion Act (16 U.S.C. 3113)).”.*