

Amendment #1

Amendment to McClintock ANS to H.R. 181
Offered by Rep. Grijalva

On page 2, line 8, before “The amendments” insert “(a)”.

At the end of the bill, insert:

(b) The amendments made by Section 2 of this Act shall not apply with respect to a proposed action—

(1) for which the best available science shows that a species’ existence would be jeopardized by the adverse modification of habitat and that reasonable and prudent measures to avoid such jeopardy require habitat conservation or restoration;

(2) if the Secretary determines that such action will result in a loss of genetic diversity or fitness in the wild population; or

(3) if the Secretary determines that such action will not result in the avoidance of jeopardy to the species.