

**[DISCUSSION DRAFT]**

114TH CONGRESS  
1ST SESSION

**H. R.** \_\_\_\_\_

To **[protect and enhance opportunities for recreational hunting, fishing, and shooting, and for other purpose]**.

---

IN THE HOUSE OF REPRESENTATIVES

M\_\_\_\_. \_\_\_\_\_ introduced the following bill; which was referred to the  
Committee on \_\_\_\_\_

---

**A BILL**

To **[protect and enhance opportunities for recreational hunting, fishing, and shooting, and for other purpose]**.

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. Bows in the parks.

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.

**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  
 4 a report to Congress that assesses expected economic im-  
 5 pacts of the Act. Such report shall include—

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

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

1           (3) an estimate of wages related to jobs de-  
2           scribed in paragraph (2); and

3           (4) an estimate of anticipated new local, State,  
4           and Federal revenue related to jobs described in  
5           paragraph (2).

6       **TITLE I—HUNTING, FISHING**  
7       **AND RECREATIONAL SHOOT-**  
8       **ING PROTECTION ACT**

9       **SEC. 101. SHORT TITLE.**

10       This title may be cited as the “Hunting, Fishing, and  
11       Recreational Shooting Protection Act”.

12       **SEC. 102. MODIFICATION OF DEFINITION.**

13       Section 3(2)(B) of the Toxic Substances Control Act  
14       (15 U.S.C. 2602(2)(B)) is amended—

15           (1) in clause (v), by striking “, and” and insert-  
16           ing “, or any component of any such article includ-  
17           ing, without limitation, shot, bullets and other pro-  
18           jectiles, propellants, and primers,”;

19           (2) in clause (vi) by striking the period at the  
20           end and inserting “, and”; and

21           (3) by inserting after clause (vi) the following:

22           “(vii) any sport fishing equipment (as such  
23           term is defined in subsection (a) of section 4162 of  
24           the Internal Revenue Code of 1986) the sale of  
25           which is subject to the tax imposed by section

1 4161(a) of such Code (determined without regard to  
2 any exemptions from such tax as provided by section  
3 4162 or 4221 or any other provision of such Code),  
4 and sport fishing equipment components.”.

5 **SEC. 103. LIMITATION ON AUTHORITY TO REGULATE AM-**  
6 **MUNITION AND FISHING TACKLE.**

7 Except as provided in section 20.21 of title 50, Code  
8 of Federal Regulations, as in effect on the date of the en-  
9 actment of this Act, or any substantially similar successor  
10 regulation thereto, the Secretary of the Interior, the Sec-  
11 retary of Agriculture, and any bureau, service, or office  
12 of the Department of the Interior or the Department of  
13 Agriculture, may not regulate the use of ammunition car-  
14 tridges, ammunition components, or fishing tackle based  
15 on the lead content thereof if such use is in compliance  
16 with the law of the State in which the use occurs.

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—

1           (1) the use of firearms and archery equipment  
2           for target practice and marksmanship training ac-  
3           tivities on Federal land is allowed, except to the ex-  
4           tent specific portions of that land have been closed  
5           to those activities;

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

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

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

17                 (A) to promote enjoyment of shooting, rec-  
18                 reational, and hunting activities; and

19                 (B) to ensure safe and convenient locations  
20                 for those activities;

21          (5) Federal law in effect on the date of enact-  
22          ment of this Act, including the Pittman-Robertson  
23          Wildlife Restoration Act (16 U.S.C. 669 et seq.),  
24          provides Federal support for construction and ex-  
25          pansion of public target ranges by making available

1 to States amounts that may be used for construc-  
2 tion, operation, and maintenance of public target  
3 ranges; and

4 (6) it is in the public interest to provide in-  
5 creased Federal support to facilitate the construction  
6 or expansion of public target ranges.

7 (b) PURPOSE.—The purpose of this title is to facili-  
8 tate the construction and expansion of public target  
9 ranges, including ranges on Federal land managed by the  
10 Forest Service and the Bureau of Land Management.

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

12 In this title, the term “public target range” means  
13 a specific location that—

14 (1) is identified by a governmental agency for  
15 recreational shooting;

16 (2) is open to the public;

17 (3) may be supervised; and

18 (4) may accommodate archery or rifle, pistol, or  
19 shotgun shooting.

20 **SEC. 204. AMENDMENTS TO PITTMAN-ROBERTSON WILD-  
21 LIFE RESTORATION ACT.**

22 (a) DEFINITIONS.—Section 2 of the Pittman-Robert-  
23 son Wildlife Restoration Act (16 U.S.C. 669a) is amend-  
24 ed—

1           (1) by redesignating paragraphs (2) through  
2           (8) as paragraphs (3) through (9), respectively; and  
3           (2) by inserting after paragraph (1) the fol-  
4           lowing:

5           “(2) the term ‘public target range’ means a  
6           specific location that—

7                   “(A) is identified by a governmental agen-  
8                   cy for recreational shooting;

9                   “(B) is open to the public;

10                   “(C) may be supervised; and

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

13           (b) EXPENDITURES FOR MANAGEMENT OF WILD-  
14           LIFE AREAS AND RESOURCES.—Section 8(b) of the Pitt-  
15           man-Robertson Wildlife Restoration Act (16 U.S.C.  
16           669g(b)) is amended—

17           (1) by striking “(b) Each State” and inserting  
18           the following:

19           “(b) EXPENDITURES FOR MANAGEMENT OF WILD-  
20           LIFE AREAS AND RESOURCES.—

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

23           (2) in paragraph (1) (as so designated), by  
24           striking “construction, operation,” and inserting  
25           “operation”;



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

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

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

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

8           (5) by inserting after paragraph (1) (as des-  
9 igned by paragraph (1) of this subsection) the fol-  
10 lowing:

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

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

19           (1) in subsection (a), by adding at the end the  
20 following:

21           “(3) ALLOCATION OF ADDITIONAL AMOUNTS.—  
22 Of the amount apportioned to a State for any fiscal  
23 year under section 4(b), the State may elect to allo-  
24 cate not more than 10 percent, to be combined with  
25 the amount apportioned to the State under para-

1 graph (1) for that fiscal year, for acquiring land for,  
2 expanding, or constructing a public target range.”;

3 (2) by striking subsection (b) and inserting the  
4 following:

5 “(b) COST SHARING.—

6 “(1) IN GENERAL.—Except as provided in para-  
7 graph (2), the Federal share of the cost of any activ-  
8 ity carried out using a grant under this section shall  
9 not exceed 75 percent of the total cost of the activ-  
10 ity.

11 “(2) PUBLIC TARGET RANGE CONSTRUCTION OR  
12 EXPANSION.—The Federal share of the cost of ac-  
13 quiring land for, expanding, or constructing a public  
14 target range in a State on Federal or non-Federal  
15 land pursuant to this section or section 8(b) shall  
16 not exceed 90 percent of the cost of the activity.”;  
17 and

18 (3) in subsection (c)(1)—

19 (A) by striking “Amounts made” and in-  
20 serting the following:

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

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

24 “(B) EXCEPTION.—Amounts provided for  
25 acquiring land for, constructing, or expanding a

1 public target range shall remain available for  
2 expenditure and obligation during the 5-fiscal-  
3 year period beginning on October 1 of the first  
4 fiscal year for which the amounts are made  
5 available.”.

6 **SEC. 205. LIMITS ON LIABILITY.**

7 (a) DISCRETIONARY FUNCTION.—For purposes of  
8 chapter 171 of title 28, United States Code (commonly  
9 referred to as the “Federal Tort Claims Act”), any action  
10 by an agent or employee of the United States to manage  
11 or allow the use of Federal land for purposes of target  
12 practice or marksmanship training by a member of the  
13 public shall be considered to be the exercise or perform-  
14 ance of a discretionary function.

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

- 21 (1) funded in whole or in part by the Federal  
22 Government pursuant to the Pittman-Robertson  
23 Wildlife Restoration Act (16 U.S.C. 669 et seq.); or  
24 (2) located on Federal land.

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

2 It is the sense of Congress that, consistent with appli-  
3 cable laws and regulations, the Chief of the Forest Service  
4 and the Director of the Bureau of Land Management  
5 should cooperate with State and local authorities and  
6 other entities to carry out waste removal and other activi-  
7 ties on any Federal land used as a public target range  
8 to encourage continued use of that land for target practice  
9 or marksmanship training.

10 **TITLE III—POLAR BEAR CON-**  
11 **SERVATION AND FAIRNESS**  
12 **ACT**

13 **SEC. 301. SHORT TITLE.**

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

16 **SEC. 302. PERMITS FOR IMPORTATION OF POLAR BEAR**  
17 **TROPHIES TAKEN IN SPORT HUNTS IN CAN-**  
18 **ADA.**

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

22 “(D)(i) The Secretary of the Interior shall, ex-  
23 peditiously after the expiration of the applicable 30-  
24 day period under subsection (d)(2), issue a permit  
25 for the importation of any polar bear part (other

1 than an internal organ) from a polar bear taken in  
2 a sport hunt in Canada to any person—

3 “(I) who submits, with the permit applica-  
4 tion, proof that the polar bear was legally har-  
5 vested by the person before February 18, 1997;  
6 or

7 “(II) who has submitted, in support of a  
8 permit application submitted before May 15,  
9 2008, proof that the polar bear was legally har-  
10 vested by the person before May 15, 2008, from  
11 a polar bear population from which a sport-  
12 hunted trophy could be imported before that  
13 date in accordance with section 18.30(i) of title  
14 50, Code of Federal Regulations.

15 “(ii) The Secretary shall issue permits under  
16 clause (i)(I) without regard to subparagraphs (A)  
17 and (C)(ii) of this paragraph, subsection (d)(3), and  
18 sections 101 and 102. Sections 101(a)(3)(B) and  
19 102(b)(3) shall not apply to the importation of any  
20 polar bear part authorized by a permit issued under  
21 clause (i)(I). This clause shall not apply to polar  
22 bear parts that were imported before June 12, 1997.

23 “(iii) The Secretary shall issue permits under  
24 clause (i)(II) without regard to subparagraph (C)(ii)  
25 of this paragraph or subsection (d)(3). Sections

1 101(a)(3)(B) and 102(b)(3) shall not apply to the  
2 importation of any polar bear part authorized by a  
3 permit issued under clause (i)(II). This clause shall  
4 not apply to polar bear parts that were imported be-  
5 fore the date of enactment of the Polar Bear Con-  
6 servation and Fairness Act of 2015.”.

7 **TITLE IV—RECREATIONAL**  
8 **LANDS SELF-DEFENSE ACT**

9 **SEC. 401. SHORT TITLE.**

10 This title may be cited as the “Recreational Lands  
11 Self-Defense Act of 2015”.

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

13 (a) FINDINGS.—Congress finds the following:

14 (1) The Second Amendment to the Constitution  
15 provides that “the right of the people to keep and  
16 bear Arms, shall not be infringed”.

17 (2) Section 327.13 of title 36, Code of Federal  
18 Regulations, provides that, except in special cir-  
19 cumstances, “possession of loaded firearms, ammu-  
20 nition, loaded projectile firing devices, bows and ar-  
21 rows, crossbows, or other weapons is prohibited” at  
22 water resources development projects administered  
23 by the Secretary of the Army.

24 (3) The regulations described in paragraph (2)  
25 prevent individuals complying with Federal and

1 State laws from exercising the second amendment  
2 rights of the individuals while at such water re-  
3 sources development projects.

4 (4) The Federal laws should make it clear that  
5 the second amendment rights of an individual at a  
6 water resources development project should not be  
7 infringed.

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

17 (1) the individual is not otherwise prohibited by  
18 law from possessing the firearm; and

19 (2) the possession of the firearm is in compli-  
20 ance with the law of the State in which the water  
21 resources development project is located.

1 **TITLE V—WILDLIFE AND HUNT-**  
2 **ING HERITAGE CONSERVA-**  
3 **TION COUNCIL ADVISORY**  
4 **COMMITTEE**

5 **SEC. 501. WILDLIFE AND HUNTING HERITAGE CONSERVA-**  
6 **TION COUNCIL ADVISORY COMMITTEE.**

7 The Fish and Wildlife Coordination Act (16 U.S.C.  
8 661 et seq.) is amended by adding at the end the fol-  
9 lowing:

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

12 “(a) **ESTABLISHMENT.**—There is hereby established  
13 the Wildlife and Hunting Heritage Conservation Council  
14 Advisory Committee (in this section referred to as the ‘Ad-  
15 visory Committee’) to advise the Secretaries of the Interior  
16 and Agriculture on wildlife and habitat conservation,  
17 hunting, and recreational shooting.

18 “(b) **DUTIES OF THE ADVISORY COMMITTEE.**—The  
19 Advisory Committee shall advise the Secretaries with re-  
20 gard to—

21 “(1) implementation of Executive Order No.  
22 13443: Facilitation of Hunting Heritage and Wild-  
23 life Conservation, which directs Federal agencies ‘to  
24 facilitate the expansion and enhancement of hunting



1 opportunities and the management of game species  
2 and their habitat’;

3 “(2) policies or programs to conserve and re-  
4 store wetlands, agricultural lands, grasslands, forest,  
5 and rangeland habitats;

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

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

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

15 “(6) policies or programs that encourage co-  
16 ordination among the public, the hunting and shoot-  
17 ing sports community, wildlife conservation groups,  
18 and States, tribes, and the Federal Government.

19 “(c) MEMBERSHIP.—

20 “(1) APPOINTMENT.—

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

24 “(B) EX OFFICIO MEMBERS.—The ex offi-  
25 cio members are—

1           “(i) the Director of the United States  
2 Fish and Wildlife Service or a designated  
3 representative of the Director;

4           “(ii) the Director of the Bureau of  
5 Land Management or a designated rep-  
6 resentative of the Director;

7           “(iii) the Director of the National  
8 Park Service or a designated representa-  
9 tive of the Director;

10          “(iv) the Chief of the Forest Service  
11 or a designated representative of the Chief;

12          “(v) the Chief of the Natural Re-  
13 sources Conservation Service or a des-  
14 ignated representative of the Chief;

15          “(vi) the Administrator of the Farm  
16 Service Agency or a designated representa-  
17 tive of the Administrator; and

18          “(vii) the Executive Director of the  
19 Association of Fish and Wildlife Agencies.

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

24               “(i) State fish and wildlife agencies.

1                   “(ii) Game bird hunting organiza-  
2                   tions.

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

5                   “(iv) Big game hunting organizations.

6                   “(v) Waterfowl hunting organizations.

7                   “(vi) The tourism, outfitter, or guid-  
8                   ing 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 sus-  
5           tainable-use hunting, wildlife conservation, and  
6           recreational 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  
21                          for 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  
2 Government.

3 “(4) VACANCY AND REMOVAL.—

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

8 “(B) REMOVAL.—Advisory Committee  
9 members shall serve at the discretion of the  
10 Secretaries and may be removed at any time for  
11 good cause.

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

16 “(6) CHAIRPERSON.—The Chairperson of the  
17 Advisory Committee shall be appointed for a 3-year  
18 term by the Secretaries, jointly, from among the  
19 members of the Advisory Committee. An individual  
20 may not be appointed as Chairperson for more than  
21 2 consecutive or nonconsecutive terms.

22 “(7) PAY AND EXPENSES.—Members of the Ad-  
23 visory Committee shall serve without pay for such  
24 service, but each member of the Advisory Committee  
25 may be reimbursed for travel and lodging incurred

1 through attending meetings of the Advisory Com-  
2 mittee approved subgroup meetings in the same  
3 amounts and under the same conditions as Federal  
4 employees (in accordance with section 5703 of title  
5 5, United States Code).

6 “(8) MEETINGS.—

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

11 “(B) OPEN MEETINGS.—Each meeting of  
12 the Advisory Committee shall be open to the  
13 public.

14 “(C) PRIOR NOTICE OF MEETINGS.—Time-  
15 ly notice of each meeting of the Advisory Com-  
16 mittee shall be published in the Federal Reg-  
17 ister and be submitted to trade publications and  
18 publications of general circulation.

19 “(D) SUBGROUPS.—The Advisory Com-  
20 mittee may establish such workgroups or sub-  
21 groups as it deems necessary for the purpose of  
22 compiling information or conducting research.  
23 However, such workgroups may not conduct  
24 business without the direction of the Advisory

1           Committee and must report in full to the Advi-  
2           sory Committee.

3           “(9) QUORUM.—Nine members of the Advisory  
4           Committee shall constitute a quorum.

5           “(d) EXPENSES.—The expenses of the Advisory  
6           Committee that the Secretaries determine to be reasonable  
7           and appropriate shall be paid by the Secretaries.

8           “(e) ADMINISTRATIVE SUPPORT, TECHNICAL SERV-  
9           ICES, AND ADVICE.—A designated Federal Officer shall  
10          be jointly appointed by the Secretaries to provide to the  
11          Advisory Committee the administrative support, technical  
12          services, and advice that the Secretaries determine to be  
13          reasonable and appropriate.

14          “(f) ANNUAL REPORT.—

15                 “(1) REQUIRED.—Not later than September 30  
16                 of each year, the Advisory Committee shall submit  
17                 a report to the Secretaries, the Committee on Nat-  
18                 ural Resources and the Committee on Agriculture of  
19                 the House of Representatives, and the Committee on  
20                 Energy and Natural Resources and the Committee  
21                 on Agriculture, Nutrition, and Forestry of the Sen-  
22                 ate. If circumstances arise in which the Advisory  
23                 Committee cannot meet the September 30 deadline  
24                 in any year, the Secretaries shall advise the Chair-  
25                 persons of each such Committee of the reasons for

1 such delay and the date on which the submission of  
2 the report is anticipated.

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

5 “(A) the activities of the Advisory Com-  
6 mittee during the preceding year;

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

10 “(C) an accounting of actions taken by the  
11 Secretaries as a result of the recommendations.

12 “(g) FEDERAL ADVISORY COMMITTEE ACT.—The  
13 Advisory Committee shall be exempt from the Federal Ad-  
14 visory Committee Act (5 U.S.C. App.).

15 “(h) ABOLISHMENT OF THE EXISTING WILDLIFE  
16 AND HUNTING HERITAGE CONSERVATION COUNCIL ADVI-  
17 SORY COMMITTEE.—Upon publication of the first notice  
18 required under section 8(c) of the Wildlife and Hunting  
19 Heritage Conservation Council formed in furtherance of  
20 section 441 of the Revised Statutes (43 U.S.C. 1457), the  
21 Fish and Wildlife Act of 1956 (16 U.S.C. 742a), and other  
22 Acts applicable to specific bureaus of the Department of  
23 the Interior is hereby abolished.”



1 **TITLE VI—RECREATIONAL FISH-**  
2 **ING AND HUNTING HERITAGE**  
3 **OPPORTUNITIES ACT**

4 **SEC. 601. SHORT TITLE.**

5 This title may be cited as the “Recreational Fishing  
6 and Hunting Heritage and Opportunities Act”.

7 **SEC. 602. FINDINGS.**

8 Congress finds that—

9 (1) recreational fishing and hunting are impor-  
10 tant and traditional activities in which millions of  
11 Americans participate;

12 (2) recreational anglers and hunters have been  
13 and continue to be among the foremost supporters  
14 of sound fish and wildlife management and conserva-  
15 tion in the United States;

16 (3) recreational fishing and hunting are envi-  
17 ronmentally acceptable and beneficial activities that  
18 occur and can be provided on Federal lands and  
19 waters without adverse effects on other uses or  
20 users;

21 (4) recreational anglers, hunters, and sporting  
22 organizations provide direct assistance to fish and  
23 wildlife managers and enforcement officers of the  
24 Federal Government as well as State and local gov-

1 ernments by investing volunteer time and effort to  
2 fish and wildlife conservation;

3 (5) recreational anglers, hunters, and the asso-  
4 ciated industries have generated billions of dollars of  
5 critical funding for fish and wildlife conservation, re-  
6 search, and management by providing revenues from  
7 purchases of fishing and hunting licenses, permits,  
8 and stamps, as well as excise taxes on fishing, hunt-  
9 ing, and recreationalshooting equipment that have  
10 generated billions of dollars of critical funding for  
11 fish and wildlife conservation, research, and manage-  
12 ment;

13 (6) recreational shooting is also an important  
14 and traditional activity in which millions of Ameri-  
15 cans participate;

16 (7) safe recreational shooting is a valid use of  
17 Federal lands, including the establishment of safe  
18 and convenient recreationalshooting ranges on such  
19 lands, and participation in recreational shooting  
20 helps recruit and retain hunters and contributes to  
21 wildlife conservation;

22 (8) opportunities to recreationally fish, hunt,  
23 and shoot are declining, which depresses partici-  
24 pation in these traditional activities, and depressed  
25 participation adversely impacts fish and wildlife con-



1 the administrative jurisdiction of the Bureau of  
2 Land Management]; and

3 (B) the Secretary of Agriculture and Chief  
4 of the Forest Service regarding National Forest  
5 System lands.

6 (3) HUNTING.—

7 (A) IN GENERAL.—Except as provided in  
8 subparagraph (B), the term “hunting” means  
9 use of a firearm, bow, or other authorized  
10 means in the lawful—

11 (i) pursuit, shooting, capture, collec-  
12 tion, trapping, or killing of wildlife;

13 (ii) attempt to pursue, shoot, capture,  
14 collect, trap, or kill wildlife; or

15 (iii) the training of hunting dogs, in-  
16 cluding field trials.

17 (B) EXCLUSION.—The term “hunting”  
18 does not include the use of skilled volunteers to  
19 cull excess animals (as defined by other Federal  
20 law).

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

23 (A) pursuit, capture, collection, or killing  
24 of fish; or

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

1           (5) RECREATIONAL SHOOTING.—The term  
2           “recreational shooting” means any form of sport,  
3           training, competition, or pastime, whether formal or  
4           informal, that involves the discharge of a rifle, hand-  
5           gun, or shotgun, or the use of a bow and arrow.

6           (b) IN GENERAL.—Subject to valid existing rights  
7           and subsection (e), and cooperation with the respective  
8           State fish and wildlife agency, Federal land management  
9           officials shall exercise authority under existing law, includ-  
10          ing provisions regarding land use planning, to facilitate  
11          use of and access to Federal lands, including National  
12          Monuments, Wilderness Areas, Wilderness Study Areas,  
13          and lands administratively classified as wilderness eligible  
14          or suitable and primitive or semi-primitive areas, for fish-  
15          ing, hunting, and recreational shooting, except as limited  
16          by—

17               (1) statutory authority that authorizes action or  
18               withholding action for reasons of national security,  
19               public safety, or resource conservation;

20               (2) any other Federal statute that specifically  
21               precludes fishing, hunting, or recreational shooting  
22               on specific Federal lands, waters, or units thereof;  
23               and

24               (3) discretionary limitations on fishing, hunt-  
25               ing, and recreational shooting determined to be nec-

1        essary and reasonable as supported by the best sci-  
2        entific evidence and advanced through a transparent  
3        public process.

4        (c) MANAGEMENT.—Consistent with subsection (a),  
5        Federal land management officials shall exercise their land  
6        management discretion—

7            (1) in a manner that supports and facilitates  
8        fishing, hunting, and recreational shooting opportu-  
9        nities;

10          (2) to the extent authorized under applicable  
11        State law; and

12          (3) in accordance with applicable Federal law.

13        (d) PLANNING.—

14            (1) EVALUATION OF EFFECTS ON OPPORTUNI-  
15        TIES TO ENGAGE IN FISHING, HUNTING, OR REC-  
16        REATIONAL SHOOTING.—Planning documents that  
17        apply to Federal lands, including land resources  
18        management plans, resource management plans,  
19        travel management plans, and general management  
20        plans shall include a specific evaluation of the effects  
21        of such plans on opportunities to engage in fishing,  
22        hunting, or recreational shooting.

23            (2) STRATEGIC GROWTH POLICY FOR THE NA-  
24        TIONAL WILDLIFE REFUGE SYSTEM.—Section  
25        4(a)(3) of the National Wildlife Refuge System Ad-

1       ministration Act of 1966 (16 U.S.C. 668dd(a)(3)) is  
2       amended—

3               (A) by redesignating subparagraphs (C)  
4               and (D) and subparagraphs (D) and (E), re-  
5               spectively; and

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

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

18              (3) NO MAJOR FEDERAL ACTION.—No action  
19              taken under this Act, or under section 4 of the Na-  
20              tional Wildlife Refuge System Administration Act of  
21              1966 (16 U.S.C. 668dd), either individually or cu-  
22              mulative with other actions involving Federal lands  
23              or lands managed by the United States Fish and  
24              Wildlife Service, shall be considered to be a major  
25              Federal action significantly affecting the quality of

1 the human environment, and no additional identi-  
2 fication, analysis, or consideration of environmental  
3 effects, including cumulative effects, is necessary or  
4 required.

5 (4) OTHER ACTIVITY NOT CONSIDERED.—Fed-  
6 eral land management officials are not required to  
7 consider the existence or availability of fishing, hunt-  
8 ing, or recreational shooting opportunities on adja-  
9 cent or nearby public or private lands in the plan-  
10 ning for or determination of which Federal lands are  
11 open for these activities or in the setting of levels of  
12 use for these activities on Federal lands, unless the  
13 combination or coordination of such opportunities  
14 would enhance the fishing, hunting, or recreational  
15 shooting opportunities available to the public.

16 (e) FEDERAL LANDS.—

17 (1) LANDS OPEN.—Lands under the jurisdic-  
18 tion of the Bureau of Land Management and the  
19 Forest Service, including Wilderness Areas, Wilder-  
20 ness Study Areas, lands designated as wilderness or  
21 administratively classified as wilderness eligible or  
22 suitable and primitive or semi-primitive areas and  
23 National Monuments, but excluding lands on the  
24 Outer Continental Shelf, shall be open to fishing,  
25 hunting, and recreational shooting unless the man-



1       aging Federal agency acts to close lands to such ac-  
2       tivity. Lands may be subject to closures or restric-  
3       tions if determined by the head of the agency to be  
4       necessary and reasonable and supported by facts  
5       and evidence, for purposes including resource con-  
6       servation, public safety, energy or mineral produc-  
7       tion, energy generation or transmission infrastruc-  
8       ture, water supply facilities, protection of other per-  
9       mittees, protection of private property rights or in-  
10      terest, national security, or compliance with other  
11      law.

12               (2) RECREATIONAL SHOOTING RANGES.—

13               (A) IN GENERAL.—The head of each Fed-  
14       eral agency shall use his or her authorities in  
15       a manner consistent with this Act and other ap-  
16       plicable law, to—

17               (i) lease or permit use of lands under  
18       the jurisdiction of the agency for rec-  
19       reational shooting ranges; and

20               (ii) designate specific lands under the  
21       jurisdiction of the agency for recreational  
22       shooting activities.

23               (B) LIMITATION ON LIABILITY.—Any des-  
24       ignation under subparagraph (A)(ii) shall not  
25       subject the United States to any civil action or

1 claim for monetary damages for injury or loss  
2 of property or personal injury or death caused  
3 by any activity occurring at or on such des-  
4 ignated lands.

5 (f) NECESSITY IN WILDERNESS AREAS AND “WITH-  
6 IN AND SUPPLEMENTAL TO” WILDERNESS PURPOSES.—

7 (1) MINIMUM REQUIREMENTS FOR ADMINIS-  
8 TRATION.—The provision of opportunities for fish-  
9 ing, hunting, and recreational shooting, and the con-  
10 servation of fish and wildlife to provide sustainable  
11 use recreational opportunities on designated Federal  
12 wilderness areas shall constitute measures necessary  
13 to meet the minimum requirements for the adminis-  
14 tration of the wilderness area, provided that this de-  
15 termination shall not authorize or facilitate com-  
16 modity development, use, or extraction, motorized  
17 recreational access or use that is not otherwise al-  
18 lowed under the Wilderness Act (16 U.S.C. 1131 et  
19 seq.), or permanent road construction or mainte-  
20 nance within designated wilderness areas.

21 (2) APPLICATION OF WILDERNESS ACT.—Provi-  
22 sions of the Wilderness Act (16 U.S.C. 1131 et  
23 seq.), stipulating that wilderness purposes are “with-  
24 in and supplemental to” the purposes of the under-  
25 lying Federal land unit are reaffirmed. When seek-

1       ing to carry out fish and wildlife conservation pro-  
2       grams and projects or provide fish and wildlife de-  
3       pendent recreation opportunities on designated wil-  
4       derness areas, each Federal land management offi-  
5       cial shall implement these supplemental purposes so  
6       as to facilitate, enhance, or both, but not to impede  
7       the underlying Federal land purposes when seeking  
8       to carry out fish and wildlife conservation programs  
9       and projects or provide fish and wildlife dependent  
10      recreation opportunities in designated wilderness  
11      areas, provided that such implementation shall not  
12      authorize or facilitate commodity development, use  
13      or extraction, or permanent road construction or  
14      maintenance within designated wilderness areas.

15      (g) NO PRIORITY.—Nothing in this section requires  
16      a Federal land management official to give preference to  
17      fishing, hunting, or recreational shooting over other uses  
18      of Federal land or over land or water management prior-  
19      ities established by Federal law.

20      (h) CONSULTATION WITH COUNCILS.—In fulfilling  
21      the duties under this section, Federal land management  
22      officials shall consult with respective advisory councils as  
23      established in Executive Order Nos. 12962 and 13443.

24      (i) AUTHORITY OF THE STATES.—Nothing in this  
25      section shall be construed as interfering with, diminishing,

1 or conflicting with the authority, jurisdiction, or responsi-  
2 bility of any State to exercise primary management, con-  
3 trol, or regulation of fish and wildlife under State law (in-  
4 cluding regulations) on land or water within the State, in-  
5 cluding on Federal land.

6 (j) FEDERAL LICENSES.—Nothing in this section  
7 shall be construed to authorize a Federal land manage-  
8 ment official to require a license, fee, or permit to fish,  
9 hunt, or trap on land or water in a State, including on  
10 Federal land in the States, except that this subsection  
11 shall not affect the Migratory Bird Stamp requirement set  
12 forth in the Migratory Bird Hunting and Conservation  
13 Stamp Act (16 U.S.C. 718 et seq.).

14 **SEC. 604. VOLUNTEER HUNTERS; REPORTS; CLOSURES AND**  
15 **RESTRICTIONS.**

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

17 (1) PUBLIC LAND.—The term “public land”  
18 means—

19 (A) units of the National Park System;

20 (B) National Forest System lands; and

21 (C) land and interests in land owned by  
22 the United States and under the administrative  
23 jurisdiction of—

24 (D) the Fish and Wildlife Service; or

25 (E) the Bureau of Land Management.

1           (2) SECRETARY.—The term “Secretary”  
2 means—

3           (A) the Secretary of the Interior and in-  
4 cludes the Director of the National Park Serv-  
5 ice, with regard to units of the National Park  
6 System;

7           (B) the Secretary of the Interior and in-  
8 cludes the Director of the Fish and Wildlife  
9 Service, with regard to Fish and Wildlife Serv-  
10 ice lands and waters;

11           (C) the Secretary of the Interior and in-  
12 cludes the Director of the Bureau of Land  
13 Management, with regard to Bureau of Land  
14 Management lands and waters; and

15           (D) the Secretary of Agriculture and in-  
16 cludes the Chief of the Forest Service, with re-  
17 gard to National Forest System lands.

18           (3) VOLUNTEER FROM THE HUNTING COMMU-  
19 NITY.—The term “volunteer from the hunting com-  
20 munity” means a volunteer who holds a valid hunt-  
21 ing license issued by a State.

22           (b) VOLUNTEER HUNTERS.—When planning wildlife  
23 management involving reducing the size of a wildlife popu-  
24 lation on public land, the Secretary shall consider the use  
25 of and may use volunteers from the hunting community

1 as agents to assist in carrying out wildlife management  
2 on public land. The Secretary shall not reject the use of  
3 volunteers from the hunting community as agents without  
4 the concurrence of the appropriate State wildlife manage-  
5 ment authorities.

6 (c) REPORT.—Beginning on the second October 1  
7 after the date of the enactment of this Act and biennially  
8 on October 1 thereafter, the Secretary shall submit to the  
9 Committee on Natural Resources of the House of Rep-  
10 resentatives and the Committee on Energy and Natural  
11 Resources of the Senate a report that describes—

12 (1) any public land administered by the Sec-  
13 retary that was closed to fishing, hunting, and rec-  
14 reational shooting at any time during the preceding  
15 year; and

16 (2) the reason for the closure.

17 (d) CLOSURES OR SIGNIFICANT RESTRICTIONS.—

18 (1) IN GENERAL.—Other than closures estab-  
19 lished or prescribed by land planning actions re-  
20 ferred to in section 604(e) or emergency closures de-  
21 scribed in paragraph (2), a permanent or temporary  
22 withdrawal, change of classification, or change of  
23 management status of public land that effectively  
24 closes or significantly restricts any acreage of public  
25 land to access or use for fishing, hunting, rec-

1 recreational shooting, or activities related to fishing,  
2 hunting, or recreational shooting, or a combination  
3 of those activities, shall take effect only if, before the  
4 date of withdrawal or change, the Secretary—

5 (A) publishes appropriate notice of the  
6 withdrawal or change, respectively;

7 (B) demonstrates that coordination has oc-  
8 curred with a State fish and wildlife agency;  
9 and

10 (C) submits to the Committee on Natural  
11 Resources of the House of Representatives and  
12 the Committee on Energy and Natural Re-  
13 sources of the Senate written notice of the with-  
14 drawal or change, respectively.

15 (2) EMERGENCY CLOSURES.—Nothing in this  
16 Act prohibits the Secretary from establishing or im-  
17 plementing emergency closures or restrictions of the  
18 smallest practicable area to provide for public safety,  
19 resource conservation, national security, or other  
20 purposes authorized by law. Such an emergency clo-  
21 sure shall terminate after a reasonable period of  
22 time unless converted to a permanent closure con-  
23 sistent with this Act.

1           **TITLE VII—FARMER AND**  
2           **HUNTER PROTECTION ACT**

3   **SEC. 701. SHORT TITLE.**

4           This title may be cited as the “Hunter and Farmer  
5 Protection Act”.

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

7           Section 3 of the Migratory Bird Treaty Act (16  
8 U.S.C. 704) is amended by striking subsection (b) and in-  
9 serting the following:

10          “(b) PROHIBITION OF BAITING.—

11                 “(1) DEFINITIONS.—In this subsection:

12                         “(A) BAITED AREA.—

13                                 “(i) IN GENERAL.—The term ‘baited  
14 area’ means—

15   “(I) any area on which salt,  
16 grain, or other feed has been placed,  
17 exposed, deposited, distributed, or  
18 scattered, if the salt, grain, or feed  
19 could lure or attract migratory game  
20 birds; and

21   “(II) in the case of waterfowl,  
22 cranes (family Gruidae), and coots  
23 (family Rallidae), a standing, unhar-  
24 vested crop that has been manipulated  
25 through activities such as mowing,



1                   discing, or rolling, unless the activities  
2                   are normal agricultural practices.

3                   “(ii) EXCLUSIONS.—An area shall not  
4                   be considered to be a ‘baited area’ if the  
5                   area—

6                                 “(I) has been treated with a nor-  
7                                 mal agricultural practice;

8                                 “(II) has standing crops that  
9                                 have not been manipulated; or

10                                “(III) has standing crops that  
11                                have been or are flooded.

12                   “(B) BAITING.—The term ‘baiting’ means  
13                   the direct or indirect placing, exposing, depos-  
14                   iting, distributing, or scattering of salt, grain,  
15                   or other feed that could lure or attract migra-  
16                   tory game birds to, on, or over any areas on  
17                   which a hunter is attempting to take migratory  
18                   game birds.

19                   “(C) MIGRATORY GAME BIRD.—The term  
20                   ‘migratory game bird’ means migratory bird  
21                   species—

22                                “(i) that are within the taxonomic  
23                                families of Anatidae, Columbidae, Gruidae,  
24                                Rallidae, and Scolopacidae; and

1                   “(ii) for which open seasons are pre-  
2                   scribed by the Secretary of the Interior.

3                   “(D)   NORMAL   AGRICULTURAL   PRAC-  
4                   TICE.—

5                   “(i) IN GENERAL.—The term ‘normal  
6                   agricultural practice’ means any practice in  
7                   1 annual growing season that—

8                   “(I) is carried out in order to  
9                   produce a marketable crop, including  
10                  planting, harvest, postharvest, or soil  
11                  conservation practices; and

12                  “(II) is recommended for the  
13                  successful harvest of a given crop by  
14                  the applicable State office of the Co-  
15                  operative Extension System of the De-  
16                  partment of Agriculture, in consulta-  
17                  tion with, and if requested, the con-  
18                  currence of, the head of the applicable  
19                  State department of fish and wildlife.

20                  “(ii) INCLUSIONS.—

21                  “(I) IN GENERAL.—Subject to  
22                  subclause (II), the term ‘normal agri-  
23                  cultural practice’ includes the destruc-  
24                  tion of a crop in accordance with  
25                  practices required by the Federal

1 Crop Insurance Corporation for agri-  
2 cultural producers to obtain crop in-  
3 surance under the Federal Crop In-  
4 surance Act (7 U.S.C. 1501 et seq.)  
5 on land on which a crop during the  
6 current or immediately preceding crop  
7 year was not harvestable due to a nat-  
8 ural disaster (including any hurricane,  
9 storm, tornado, flood, high water,  
10 wind-driven water, tidal wave, tsu-  
11 nami, earthquake, volcanic eruption,  
12 landslide, mudslide, drought, fire,  
13 snowstorm, or other catastrophe that  
14 is declared a major disaster by the  
15 President in accordance with section  
16 401 of the Robert T. Stafford Dis-  
17 aster Relief and Emergency Assist-  
18 ance Act (42 U.S.C. 5170)).

19 “(II) LIMITATIONS.—The term  
20 ‘normal agricultural practice’ only in-  
21 cludes a crop described in subclause  
22 (I) that has been destroyed or manip-  
23 ulated through activities that include  
24 (but are not limited to) mowing,  
25 discing, or rolling if the Federal Crop

1 Insurance Corporation certifies that  
2 flooding was not an acceptable method  
3 of destruction to obtain crop insur-  
4 ance under the Federal Crop Insur-  
5 ance Act (7 U.S.C. 1501 et seq.).

6 “(E) WATERFOWL.—The term ‘waterfowl’  
7 means native species of the family Anatidae.

8 “(2) PROHIBITION.—It shall be unlawful for  
9 any person—

10 “(A) to take any migratory game bird by  
11 baiting or on or over any baited area, if the  
12 person knows or reasonably should know that  
13 the area is a baited area; or

14 “(B) to place or direct the placement of  
15 bait on or adjacent to an area for the purpose  
16 of causing, inducing, or allowing any person to  
17 take or attempt to take any migratory game  
18 bird by baiting or on or over the baited area.

19 “(3) REGULATIONS.—The Secretary of the In-  
20 terior may promulgate regulations to implement this  
21 subsection.

22 “(4) REPORTS.—Annually, the Secretary of Ag-  
23 riculture shall submit to the Secretary of the Inte-  
24 rior a report that describes any changes to normal  
25 agricultural practices across the range of crops

1 grown by agricultural producers in each region of  
2 the United States in which the recommendations are  
3 provided to agricultural producers.”.

4 **TITLE VIII—TRANSPORTING**  
5 **BOWS ACROSS NATIONAL**  
6 **PARK SERVICE LANDS**

7 **SEC. 801. BOWS IN THE PARKS.**

8 (a) DEFINITIONS.—In this section:

9 (1) DIRECTOR.—The term “Director” means  
10 the Director of the National Park Service.

11 (2) NOT READY FOR IMMEDIATE USE.—The  
12 term “not ready for immediate use” means—

13 (A) a bow or crossbow, the arrows of which  
14 are secured or stowed in a quiver or other  
15 arrow transport case; and

16 (B) with respect to a crossbow, uncocked.

17 (b) VEHICULAR TRANSPORTATION AUTHORIZED.—

18 The Director shall not promulgate or enforce any regula-  
19 tion that prohibits an individual from transporting bows  
20 and crossbows that are not ready for immediate use across  
21 any unit of the National Park System in the vehicle of  
22 the individual if—

23 (1) the individual is not otherwise prohibited by  
24 law from possessing the bows and crossbows;

1           (2) the bows or crossbows that are not ready  
2           for immediate use remain inside the vehicle of the  
3           individual throughout the period during which the  
4           bows or crossbows are transported across National  
5           Park System land; and

6           (3) the possession of the bows and crossbows is  
7           in compliance with the law of the State in which the  
8           unit of the National Park System is located.

9       **TITLE           IX—FEDERAL           LAND**  
10       **TRANSACTION FACILITATION**  
11       **ACT                REAUTHORIZATION**  
12       **(FLTFA)**

13       **SEC. 901. SHORT TITLE.**

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

16       **SEC. 902. FEDERAL LAND TRANSACTION FACILITATION**  
17       **ACT.**

18       The Federal Land Transaction Facilitation Act is  
19       amended—

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

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

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

2 (A) in subsection (a), by striking “section  
3 206” and all that follows through the period  
4 and inserting the following:

5 “section 206—

6 “(1) to complete appraisals and satisfy other  
7 legal requirements for the sale or exchange of public  
8 land identified for disposal under approved land use  
9 plans under section 202 of the Federal Land Policy  
10 and Management Act of 1976 (43 U.S.C. 1712);

11 “(2) not later than 180 days after the date of  
12 the enactment of the Federal Land Transaction Fa-  
13 cilitation Act Reauthorization of 2015, to establish  
14 and make available to the public, on the website of  
15 the Department of the Interior, a database con-  
16 taining a comprehensive list of all the land referred  
17 to in paragraph (1); and

18 “(3) to maintain the database referred to in  
19 paragraph (2).”; and

20 (B) in subsection (d), by striking “11” and  
21 inserting “22”;

22 (4) in section 206(c)(2) (43 U.S.C.  
23 2305(c)(2))—

1 (A) by redesignating subparagraphs (A)  
2 through (D) as subparagraphs (B) through (E),  
3 respectively;

4 (B) by inserting before subparagraph (B),  
5 as so redesignated, the following:

6 “(A) DEFERRED MAINTENANCE ACTIVI-  
7 TIES.—Except as authorized under subpara-  
8 graph (D), funds shall be used to purchase  
9 lands or interests therein for the performance  
10 of deferred maintenance on administrative sites  
11 or other deferred maintenance activities.”;

12 (C) in subparagraph (B), as so redesign-  
13 ated—

14 (i) by striking “subparagraph (C)”  
15 and inserting “subparagraph (D)”;

16 (ii) in clause (i), by striking “and”;

17 (iii) in clause (ii), by striking the pe-  
18 riod and inserting “; and”; and

19 (iv) by adding at the end the fol-  
20 lowing:

21 “(iii) opportunities for hunting, rec-  
22 reational fishing, recreational shooting,  
23 and other recreational activities.”.

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



1           “(F) Any funds made available under sub-  
2 paragraph (E) that are not obligated or ex-  
3 pended by the end of the fourth full fiscal year  
4 after the date of the sale or exchange of land  
5 that generated the funds may be expended in  
6 any State.”;

7           (5) in section 206(c)(3) (43 U.S.C.  
8 2305(c)(3))—

9           (A) by inserting after subparagraph (A)  
10 the following:

11           “(B) the extent to which the acquisition of  
12 the land or interest therein will increase the  
13 public availability of resources for, and facilitate  
14 public access to, hunting, fishing, and other rec-  
15 reational activities;”;

16           (B) by redesignating subparagraphs (B)  
17 and (C) as subparagraphs (C) and (D);

18           (6) in section 206(f) (43 U.S.C. 2305(f)), by  
19 amending paragraph (2) to read as follows:

20           “(2) any remaining balance in the account shall  
21 be deposited in the Treasury and used for deficit re-  
22 duction, except that in the case of a fiscal year for  
23 which there is no Federal budget deficit, such  
24 amounts shall be used to reduce the Federal debt (in

1 such manner as the Secretary of the Treasury con-  
2 siders appropriate.”; and

3 (7) in section 207(b) (43 U.S.C. 2306(b))—

4 (A) in paragraph (1)—

5 (i) by striking “96–568” and insert-  
6 ing “96–586”; and

7 (ii) by striking “; or” and inserting a  
8 semicolon;

9 (B) in paragraph (2)—

10 (i) by inserting “Public Law 105–  
11 263;” before “112 Stat.”; and

12 (ii) by striking the period at the end  
13 and inserting a semicolon; and

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

15 “(3) the White Pine County Conservation,  
16 Recreation, and Development Act of 2006 (Public  
17 Law 109–432; 120 Stat. 3028);

18 “(4) the Lincoln County Conservation, Recre-  
19 ation, and Development Act of 2004 (Public Law  
20 108–424; 118 Stat. 2403);

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

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

4           “(7) section 2601 of the Omnibus Public Land  
5           Management Act of 2009 (Public Law 111–11; 123  
6           Stat. 1108); or

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

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

13 **SEC. 1001. SHORT TITLE.**

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

16 **SEC. 1002. REFERENCES.**

17           Except as otherwise specifically provided, whenever in  
18           this title an amendment or repeal is expressed in terms  
19           of an amendment to, or repeal of, a provision, the ref-  
20           erence shall be considered to be made to a provision of  
21           the African Elephant Conservation Act (16 U.S.C. 4201  
22           et seq.).

23 **SEC. 1003. LIMITED EXEMPTION FOR CERTAIN AFRICAN**  
24 **ELEPHANT IVORY.**

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

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

3           (2) by inserting “and subsection (b) of this sec-  
4           tion” after “2202(e)”; and

5           (3) by adding at the end the following:

6           “(b) EXEMPTION.—Nothing in this Act or subsection  
7 (a) or (d) of section 9 of the Endangered Species Act of  
8 1973 (16 U.S.C. 1538) shall be construed to prohibit im-  
9 portation or exportation, or to require permission of the  
10 Secretary for importation or exportation, of—

11           “(1) any raw ivory or worked ivory—

12                   “(A) imported solely for purposes of be-  
13 coming part of a museum’s permanent collec-  
14 tion, return to a lending museum, or display in  
15 a museum; or

16                   “(B) exported solely for purposes of—

17                           “(i) display in a foreign museum; or

18                           “(ii) return to a foreign person who  
19 lent such ivory to a museum in the United  
20 States;

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

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

1 **SEC. 1004. PLACEMENT OF UNITED STATES FISH AND WILD-**  
2 **LIFE SERVICE LAW ENFORCEMENT OFFICER**  
3 **IN EACH AFRICAN ELEPHANT RANGE COUN-**  
4 **TRY.**

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

7 **“SEC. 2105. PLACEMENT OF UNITED STATES FISH AND**  
8 **WILDLIFE SERVICE LAW ENFORCEMENT OF-**  
9 **FICER IN EACH AFRICAN ELEPHANT RANGE**  
10 **COUNTRY.**

11 “The Secretary, in coordination with the Secretary  
12 of State, may station one United States Fish and Wildlife  
13 Service law enforcement officer in the primary United  
14 States diplomatic or consular post in each African country  
15 that has a significant population of African elephants, who  
16 shall assist local wildlife rangers in the protection of Afri-  
17 can elephants and facilitate the apprehension of individ-  
18 uals who illegally kill, or assist the illegal killing of, Afri-  
19 can elephants.”.

20 **SEC. 1005. CERTIFICATION FOR THE PURPOSES OF THE**  
21 **FISHERMEN’S PROTECTIVE ACT OF 1967.**

22 Section 2202 of the African Elephant Conservation  
23 Act (16 U.S.C. 4222) is amended by adding at the end  
24 the following:

25 “(g) CERTIFICATION.—When the Secretary of the In-  
26 terior finds that a country, directly or indirectly, is a sig-

1 nificant transit or destination point for illegal ivory trade,  
2 the Secretary shall certify such fact to the President with  
3 respect to the country for the purposes of section 8(a) of  
4 the Fishermen’s Protective Act of 1967 (22 U.S.C.  
5 1978(a)).”.

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

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

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

12 “(1) to prohibit, or to authorize prohibiting, the  
13 possession, sale, delivery, receipt, shipment, or trans-  
14 portation of African elephant ivory, or any product  
15 containing African elephant ivory, that has been law-  
16 fully imported or crafted in the United States; or

17 “(2) to authorize using any means of deter-  
18 mining for purposes of this Act or the Endangered  
19 Species Act of 1973 whether African elephant ivory  
20 has been lawfully imported, including any presump-  
21 tion or burden of proof applied in such determina-  
22 tion, other than such means used by the Secretary  
23 as of February 24, 2014.”.

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

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

4 “(d) **SPORT-HUNTED ELEPHANT TROPHIES.**—Noth-  
5 ing in this Act or subsection (a) or (d) of section 9 of  
6 the Endangered Species Act of 1973 (16 U.S.C. 1538)  
7 shall be construed to prohibit any citizen or legal resident  
8 of the United States, or an agent of such an individual,  
9 from importing a sport-hunted African elephant trophy  
10 under section 2202(e) of this Act, if the country in which  
11 the elephant was taken had an elephant population on Ap-  
12 pendix II of CITES at the time the trophy elephant was  
13 taken.

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

20 **SEC. 1008. AFRICAN ELEPHANT CONSERVATION ACT FINAN-**  
21 **CIAL ASSISTANCE PRIORITY AND REAUTHOR-**  
22 **IZATION.**

23 (a) **FINANCIAL ASSISTANCE PRIORITY.**—Section  
24 2101 of the African Elephant Conservation Act (16 U.S.C.  
25 4211) is amended by redesignating subsections (e) and (f)

1 as subsections (f) and (g), respectively, and by inserting  
2 after subsection (d) the following:

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

8 (b) **REAUTHORIZATION.**—Section 2306(a) of the Af-  
9 rican Elephant Conservation Act (16 U.S.C. 4245(a)) is  
10 amended by striking “2007 through 2012” and inserting  
11 “2016 through 2020”.

## 12 **TITLE XI—RESPECT FOR** 13 **TREATIES AND RIGHTS**

### 14 **SEC. 1101. RESPECT FOR TREATIES AND RIGHTS.**

15 Nothing in this Act or the amendments made by this  
16 Act shall be construed to affect or modify any treaty or  
17 other right of any federally recognized Indian tribe.

## 18 **TITLE XII—INTEREST ON OBLI-** 19 **GATIONS HELD IN THE WILD-** 20 **LIFE RESTORATION FUND**

### 21 **SEC. 1201. INTEREST ON OBLIGATIONS HELD IN THE WILD-** 22 **LIFE RESTORATION FUND.**

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



1 **TITLE XIII—PERMITS FOR FILM**  
2 **CREWS OF FIVE PEOPLE OR**  
3 **LESS**

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

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

10 (b) NATIONAL PARK SYSTEM LAND.—Section  
11 100905 of title 54, United States Code, is amended—

12 (1) in subsection (a)—

13 (A) in paragraph (1), by striking “The  
14 Secretary” and inserting “Except as provided  
15 in paragraph (3), the Secretary”; and

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

17 “(3) SPECIAL RULES FOR FILM CREWS OF 5  
18 PERSONS OR FEWER.—

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

24 “(B) REQUIRED PERMIT AND FEE.—For  
25 any film crew of 5 persons or fewer, the Sec-

1           retary shall require a permit and assess an an-  
2           nual fee of \$200 for commercial filming activi-  
3           ties or similar projects on Federal land and wa-  
4           terways administered by the Secretary.

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

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

18          “(E) USE OF CAMERAS.—The Secretary  
19          shall not prohibit, as a mechanized apparatus  
20          or under any other purposes, use of cameras or  
21          related equipment used for the purpose of com-  
22          mercial filming activities or similar projects in  
23          accordance with this paragraph on Federal land  
24          and waterways administered by the Secretary.

1           “(F) NOTIFICATION REQUIRED.—A film  
2 crew of 5 persons or fewer subject to a permit  
3 issued under this paragraph shall notify the ap-  
4 plicable land management agency with jurisdic-  
5 tion over the Federal land at least 48 hours be-  
6 fore entering the Federal land.

7           “(G) DENIAL OF ACCESS.—The head of  
8 the applicable land management agency may  
9 deny access to a film crew under this paragraph  
10 if—

11                   “(i) there is a likelihood of resource  
12 damage that cannot be mitigated;

13                   “(ii) there would be an unreasonable  
14 disruption of the use and enjoyment of the  
15 site by the public;

16                   “(iii) the activity poses health or safe-  
17 ty risks to the public; or

18                   “(iv) the filming includes the use of  
19 models or props that are not part of the  
20 natural or cultural resources or adminis-  
21 trative facilities of the Federal land.”; and

22           (2) in the first sentence of subsection (b), by  
23 striking “collect any costs” and inserting “recover  
24 any costs”.

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

3 (1) in subsection (a)—

4 (A) in paragraph (1), by striking “The  
5 Secretary” and inserting “Except as provided  
6 in paragraph (3), the Secretary”; and

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

8 “(3) SPECIAL RULES FOR FILM CREWS OF 5  
9 PERSONS OR FEWER.—

10 “(A) DEFINITION OF FILM CREW.—In this  
11 paragraph, the term ‘film crew’ means any per-  
12 sons present on Federal land or waterways  
13 under the jurisdiction of the Secretary who are  
14 associated with the production of a film.

15 “(B) REQUIRED PERMIT AND FEE.—For  
16 any film crew of 5 persons or fewer, the Sec-  
17 retary shall require a permit and assess an an-  
18 nual fee of \$200 for commercial filming activi-  
19 ties or similar projects on Federal land and wa-  
20 terways administered by the Secretary.

21 “(C) COMMERCIAL FILMING ACTIVITIES.—  
22 A permit issued under subparagraph (B) shall  
23 be valid for commercial filming activities or  
24 similar projects that occur in areas designated  
25 for public use during public hours on all Fed-

1           eral land and waterways administered by the  
2           Secretary for a 1-year period beginning on the  
3           date of issuance of the permit.

4           “(D) NO ADDITIONAL FEES.—For persons  
5           holding a permit issued under this paragraph,  
6           during the effective period of the permit, the  
7           Secretary shall not assess any fees in addition  
8           to the fee assessed under subparagraph (B).

9           “(E) USE OF CAMERAS.—The Secretary  
10          shall not prohibit, as a mechanized apparatus  
11          or under any other purposes, use of cameras or  
12          related equipment used for the purpose of com-  
13          mercial filming activities or similar projects in  
14          accordance with this paragraph on Federal land  
15          and waterways administered by the Secretary.

16          “(F) NOTIFICATION REQUIRED.—A film  
17          crew of 5 persons or fewer subject to a permit  
18          issued under this paragraph shall notify the ap-  
19          plicable land management agency with jurisdic-  
20          tion over the Federal land at least 48 hours be-  
21          fore entering the Federal land.

22          “(G) DENIAL OF ACCESS.—The head of  
23          the applicable land management agency may  
24          deny access to a film crew under this paragraph  
25          if—

1                   “(i) there is a likelihood of resource  
2                   damage that cannot be mitigated;

3                   “(ii) there would be an unreasonable  
4                   disruption of the use and enjoyment of the  
5                   site by the public;

6                   “(iii) the activity poses health or safe-  
7                   ty risks to the public; or

8                   “(iv) the filming includes the use of  
9                   models or props that are not part of the  
10                  natural or cultural resources or adminis-  
11                  trative facilities of the Federal land.”; and

12                  (2) in the first sentence of subsection (b)—

13                   (A) by striking “collect any costs” and in-  
14                   serting “recover any costs”; and

15                   (B) by striking “similar project” and in-  
16                   serting “similar projects”.