

AMENDMENT TO H.R. 5515
OFFERED BY MR. HUNTER OF CALIFORNIA

At the appropriate place in the bill, insert the following:

1 **SEC. ____ . TARGET PRACTICE AND MARKSMANSHIP TRAIN-**
2 **ING SUPPORT.**

3 (a) **FINDINGS; PURPOSE.—**

4 (1) **FINDINGS.—**Congress finds that—

5 (A) the use of firearms and archery equip-
6 ment for target practice and marksmanship
7 training activities on Federal land is allowed,
8 except to the extent specific portions of that
9 land have been closed to those activities;

10 (B) in recent years preceding the date of
11 enactment of this section, portions of Federal
12 land have been closed to target practice and
13 marksmanship training for many reasons;

14 (C) the availability of public target ranges
15 on non-Federal land has been declining for a
16 variety of reasons, including continued popu-
17 lation growth and development near former
18 ranges;

1 (D) providing opportunities for target
2 practice and marksmanship training at public
3 target ranges on Federal and non-Federal land
4 can help—

5 (i) to promote enjoyment of shooting,
6 recreational, and hunting activities; and

7 (ii) to ensure safe and convenient lo-
8 cations for those activities;

9 (E) Federal law in effect on the date of en-
10 actment of this section, including the Pittman-
11 Robertson Wildlife Restoration Act (16 U.S.C.
12 669 et seq.), provides Federal support for con-
13 struction and expansion of public target ranges
14 by making available to States amounts that
15 may be used for construction, operation, and
16 maintenance of public target ranges; and

17 (F) it is in the public interest to provide
18 increased Federal support to facilitate the con-
19 struction or expansion of public target ranges.

20 (2) PURPOSE.—The purpose of this section is
21 to facilitate the construction and expansion of public
22 target ranges, including ranges on Federal land
23 managed by the Forest Service and the Bureau of
24 Land Management.

1 (b) AMENDMENTS TO PITTMAN-ROBERTSON WILD-
2 LIFE RESTORATION ACT.—

3 (1) DEFINITIONS.—Section 2 of the Pittman-
4 Robertson Wildlife Restoration Act (16 U.S.C.
5 669a) is amended—

6 (A) by redesignating paragraphs (2)
7 through (8) as paragraphs (3) through (9), re-
8 spectively; and

9 (B) by inserting after paragraph (1) the
10 following:

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

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

15 “(B) is open to the public;

16 “(C) may be supervised; and

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

19 (2) EXPENDITURES FOR MANAGEMENT OF
20 WILDLIFE AREAS AND RESOURCES.—Section 8(b) of
21 the Pittman-Robertson Wildlife Restoration Act (16
22 U.S.C. 669g(b)) is amended—

23 (A) by striking “(b) Each State” and in-
24 serting the following:

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

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

5 (B) in paragraph (1) (as so designated), by
6 striking “construction, operation,” and insert-
7 ing “operation”;

8 (C) in the second sentence, by striking
9 “The non-Federal share” and inserting the fol-
10 lowing:

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

13 (D) in the third sentence, by striking “The
14 Secretary” and inserting the following:

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

16 (E) by inserting after paragraph (1) (as
17 designated by paragraph (1) of this subsection)
18 the following:

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

23 (3) FIREARM AND BOW HUNTER EDUCATION
24 AND SAFETY PROGRAM GRANTS.—Section 10 of the

1 Pittman-Robertson Wildlife Restoration Act (16
2 U.S.C. 669h-1) is amended—

3 (A) in subsection (a), by adding at the end
4 the following:

5 “(3) ALLOCATION OF ADDITIONAL AMOUNTS.—
6 Of the amount apportioned to a State for any fiscal
7 year under section 4(b), the State may elect to allo-
8 cate not more than 10 percent, to be combined with
9 the amount apportioned to the State under para-
10 graph (1) for that fiscal year, for acquiring land for,
11 expanding, or constructing a public target range.”;

12 (B) by striking subsection (b) and insert-
13 ing the following:

14 “(b) COST SHARING.—

15 “(1) IN GENERAL.—Except as provided in para-
16 graph (2), the Federal share of the cost of any activ-
17 ity carried out using a grant under this section shall
18 not exceed 75 percent of the total cost of the activ-
19 ity.

20 “(2) PUBLIC TARGET RANGE CONSTRUCTION OR
21 EXPANSION.—The Federal share of the cost of ac-
22 quiring land for, expanding, or constructing a public
23 target range in a State on Federal or non-Federal
24 land pursuant to this section or section 8(b) shall

1 not exceed 90 percent of the cost of the activity.”;
2 and

3 (C) in subsection (c)(1)—

4 (i) by striking “Amounts made” and
5 inserting the following:

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

8 (ii) by adding at the end the fol-
9 lowing:

10 “(B) EXCEPTION.—Amounts provided for
11 acquiring land for, constructing, or expanding a
12 public target range shall remain available for
13 expenditure and obligation during the 5-fiscal-
14 year period beginning on October 1 of the first
15 fiscal year for which the amounts are made
16 available.”.

17 (c) LIMITS ON LIABILITY.—

18 (1) DISCRETIONARY FUNCTION.—For purposes
19 of chapter 171 of title 28, United States Code (com-
20 monly referred to as the “Federal Tort Claims
21 Act”), any action by an agent or employee of the
22 United States to manage or allow the use of Federal
23 land for purposes of target practice or marksman-
24 ship training by a member of the public shall be con-

1 sidered to be the exercise or performance of a discre-
2 tionary function.

3 (2) CIVIL ACTION OR CLAIMS.—Except to the
4 extent provided in chapter 171 of title 28, United
5 States Code, the United States shall not be subject
6 to any civil action or claim for money damages for
7 any injury to or loss of property, personal injury, or
8 death caused by an activity occurring at a public
9 target range that is—

10 (A) funded in whole or in part by the Fed-
11 eral Government pursuant to the Pittman-Rob-
12 ertson Wildlife Restoration Act (16 U.S.C. 669
13 et seq.); or

14 (B) located on Federal land.

15 (d) SENSE OF CONGRESS REGARDING COOPERA-
16 TION.—It is the sense of Congress that, consistent with
17 applicable laws and regulations, the Chief of the Forest
18 Service and the Director of the Bureau of Land Manage-
19 ment should cooperate with State and local authorities and
20 other entities to carry out waste removal and other activi-
21 ties on any Federal land used as a public target range
22 to encourage continued use of that land for target practice
23 or marksmanship training.

1 (e) DEFINITION OF PUBLIC TARGET RANGE.—In
2 this section, the term “public target range” means a spe-
3 cific location that—

4 (1) is identified by a governmental agency for
5 recreational shooting;

6 (2) is open to the public;

7 (3) may be supervised; and

8 (4) may accommodate archery or rifle, pistol, or
9 shotgun shooting.

