

118TH CONGRESS
2D SESSION

H. R. 9695

To support Tribal co-stewardship, restore and protect bison, grizzly bear,
and wolf populations, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 19, 2024

Mr. GRIJALVA introduced the following bill; which was referred to the Committee on Natural Resources, and in addition to the Committee on Agriculture, 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

A BILL

To support Tribal co-stewardship, restore and protect bison,
grizzly bear, and wolf populations, 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 “Tribal Heritage and
5 American Bison, Grizzly Bear, and Wolf Restoration and
6 Coexistence Act”.

7 **SEC. 2. FINDINGS.**

8 Congress finds that—

1 (1) the American bison, the grizzly bear, and
2 the wolf—

3 (A) are iconic species that have important
4 cultural significance to Indigenous peoples of
5 North America;

6 (B) play critical roles in maintaining eco-
7 system health and resilience; and

8 (C) have been hunted to the point of eradi-
9 cation from large parts of the historical range
10 of those species throughout most of the conti-
11 nental United States;

12 (2) the reduction or elimination of bison, grizzly
13 bears, and wolves from the historical range of those
14 species compromises the ecological integrity of eco-
15 systems;

16 (3) the people of the United States support co-
17 existence approaches to manage bison, grizzly bears,
18 and wolves on the landscape as a public trust;

19 (4) many recovery efforts are restoring bison,
20 grizzly bears, and wolves to suitable habitat within
21 the historical range of those species in the conti-
22 nental United States, but more is needed to ensure
23 that those species regain a firm foothold with long
24 term protection against eradication efforts due to in-
25 tolerance and fragmentation of key habitat; and

(5) this Act builds on the success of the Act of June 8, 1940 (54 Stat. 250, chapter 278; 16 U.S.C. 668 et seq.) (commonly known as the “Bald and Golden Eagle Protection Act”), the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361 et seq.), and the National Bison Legacy Act (36 U.S.C. note prec. 301; Public Law 114–152) by providing essential Federal protections for bison, grizzly bears, and wolves.

SEC. 3. DEFINITIONS.

In this Act:

(1) BEST AVAILABLE SCIENCE.—

(A) IN GENERAL.—The term “best available science” means scientific findings that—

(i) were reviewed by independent, anonymous peers and published in a journal that—

(I) is indexed in Web of Science

(or a successor platform); and

(II) subscribes to the Committee on Publication Ethics (or a successor organization);

(ii) are reproducible; and

(iii) have not been rebutted by 2 or more independent scientific teams whose

1 rebuttals are published in accordance with
2 clauses (i) and (ii).

3 (B) REPRODUCIBLE.—For purposes of
4 subparagraph (A)(ii), the term “reproducible”
5 means that the results are capable of being rep-
6 licated and the data, methods, and results are
7 shared transparently in the journal that pub-
8 lished the scientific findings.

9 (C) REBUTTAL.—For purposes of subpara-
10 graph (A)(iii), the term “rebuttal” includes—

11 (i) re-analysis using more robust sta-
12 tistical design;

13 (ii) failed efforts at replication; and

14 (iii) demonstrations that the methods
15 are impossible to replicate.

16 (2) BISON.—The term “bison” means a mem-
17 ber of the species *Bison bison*.

18 (3) COMMITTEE.—The term “Committee”
19 means a committee established under section 5(a).

20 (4) COVERED SPECIES.—The term “covered
21 species”, as applicable, means bison, grizzly bears,
22 and wolves.

23 (5) GRIZZLY BEAR.—The term “grizzly bear”
24 means a member of the species *Ursus arctos*
25 *horribilis*.

1 (6) HISTORICAL RANGE.—The term “historical
2 range”, with respect to a covered species, means the
3 range of a covered species, as determined by the
4 Committee using the best available scientific and
5 historical information.

6 (7) NONLETHAL MEASURE.—The term “non-
7 lethal measure” means an activity designed to mini-
8 mize attractants or scare away or deter a bison,
9 grizzly bear, or wolf without wounding, restraining,
10 or trapping the bison, grizzly bear, or wolf.

11 (8) PUBLIC LAND.—The term “public land”
12 means land managed by the Bureau of Land Man-
13 agement.

14 (9) SCIENTIFIC SOCIETY.—The term “scientific
15 society” means an organization—

16 (A) the mission of which is dedicated to 1
17 or more sciences;

18 (B) that is explicitly nonpartisan;

19 (C) the members of which are scientists;
20 and

21 (D) the officers and staff of which do not
22 engage in lobbying or other actions prohibited
23 to organizations described in section 501(c)(3)
24 of the Internal Revenue Code of 1986 and ex-

1 empt from taxation under section 501(a) of
2 that Code.

3 (10) SECRETARY.—The term “Secretary”
4 means the Secretary of the Interior.

5 (11) TAKE.—

6 (A) IN GENERAL.—The term “take”
7 means to harass, pursue, hunt, shoot, wound,
8 kill, trap, capture, or collect, or to attempt to
9 engage in any such conduct.

10 (B) EXCLUSION.—The term “take” does
11 not include the use of nonlethal measures to
12 protect agricultural interests or public safety.

13 (12) TRIBAL LAND.—The term “Tribal land”
14 means—

15 (A) land located within the boundaries of
16 an Indian reservation, pueblo, or rancheria; and

17 (B) land not located within the boundaries
18 of an Indian reservation, pueblo, or rancheria
19 title to which is held—

20 (i) in trust by the United States for
21 benefit of a federally recognized Indian
22 Tribe or an individual Indian;

23 (ii) by a federally recognized Indian
24 Tribe or an individual Indian, subject to

1 restriction against alienation under laws of
2 the United States; or

3 (iii) by a dependent Indian commu-
4 nity.

5 (13) WOLF.—The term “wolf” means a mem-
6 ber of the species *Canis lupus* or *Canis rufus*, or
7 their wild hybrids.

8 **SEC. 4. PROTECTION OF BISON, GRIZZLY BEARS, AND**
9 **WOLVES.**

10 (a) PROHIBITED ACTS.—Subject to subsection (b), it
11 is unlawful for any person—

12 (1) to take, possess, purchase, sell, or transport
13 a covered species, or any product or part thereof;

14 (2) to violate any condition of a permit issued
15 under section 6(a); or

16 (3) to violate any regulation issued by the Sec-
17 retary pursuant to this Act.

18 (b) EXCEPTIONS.—Subsection (a) shall not apply
19 to—

20 (1) captive-bred bison intended for human con-
21 sumption;

22 (2) a taking that is based on a good faith belief
23 that the taking is imminently necessary for self-de-
24 fense or to prevent serious injury or save the life of

1 a person in immediate danger, as determined by the
2 Secretary;

3 (3) taking, possessing, purchasing, selling, or
4 transporting a covered species, or any product or
5 part thereof, for the religious, cultural, and treaty
6 reserved purposes of a federally recognized Indian
7 Tribe; or

8 (4) possessing, purchasing, selling, or trans-
9 porting a product or part of a covered species if the
10 product or part was in existence before the date of
11 enactment of this Act.

12 (c) CIVIL PENALTIES.—

13 (1) IN GENERAL.—Subject to the requirements
14 of paragraph (2), any person who violates subsection
15 (a) may be assessed a civil penalty by the Secretary
16 of not more than \$25,000 for each violation.

17 (2) HEARING AND NOTICE.—The Secretary
18 may not assess a penalty under paragraph (1) unless
19 the Secretary gives the person notice and an oppor-
20 tunity for a hearing with respect to the violation.

21 (3) FAILURE TO PAY.—

22 (A) CIVIL ACTION AUTHORIZED.—

23 (i) IN GENERAL.—On failure to pay a
24 penalty assessed under paragraph (1), the
25 Secretary may request the Attorney Gen-

1 eral to institute a civil action in a district
2 court of the United States for any district
3 in which the person is found, resides, or
4 transacts business to collect the penalty.

5 (ii) JURISDICTION.—The district
6 court of the United States in which an ac-
7 tion is brought under clause (i) shall have
8 jurisdiction to hear and decide the action.

9 (B) DEFERENCE TO SECRETARY.—In any
10 action brought under subparagraph (A)(i), the
11 applicable district court of the United States
12 shall sustain the determination of the Secretary
13 to assess a penalty under paragraph (1) if that
14 determination is supported by substantial evi-
15 dence.

16 (d) CRIMINAL PENALTIES.—

17 (1) IN GENERAL.—

18 (A) FIRST VIOLATION.—Any person who
19 knowingly violates subsection (a) shall be fined
20 not more than \$50,000, imprisoned not more
21 than 1 year, or both.

22 (B) SUBSEQUENT VIOLATIONS.—In the
23 case of a second or subsequent violation of sub-
24 section (a), a person shall be fined not more

1 than \$75,000, imprisoned not more than 2
2 years, or both.

3 (C) SEPARATE OFFENSE.—Each violation
4 of subsection (a) is a separate offense.

5 (2) PAYMENT OF FINE TO INFORMANTS.— $\frac{1}{2}$ of
6 the amount of each fine assessed under subpara-
7 graph (A) or (B) of paragraph (1) shall be paid to
8 any person that gives information leading to a con-
9 viction under this subsection.

10 (3) CLARIFICATION.—In a prosecution under
11 this subsection for a violation of subsection (a), the
12 Federal Government shall not be required to prove
13 that the violator knew that the animal taken was a
14 covered species.

15 (e) CANCELLATION OF GRAZING AUTHORIZA-
16 TIONS.—

17 (1) IN GENERAL.—Any lease, license, permit, or
18 agreement issued by the head of a Federal agency
19 to a person authorizing the grazing of domestic live-
20 stock on Federal land shall be cancelled on the con-
21 viction of the person in an action brought under sub-
22 section (d)(1).

23 (2) NO LIABILITY OF UNITED STATES.—The
24 United States shall not be liable for the payment of
25 any compensation, reimbursement, or damages in

1 connection with the cancellation of any lease, license,
2 permit, or agreement under paragraph (1).

3 (f) DONATION OF GRAZING PERMITS AND LEASES.—

4 (1) IN GENERAL.—Beginning in fiscal year
5 2025, the Secretary, with respect to public land, and
6 the Secretary of Agriculture, with respect to Na-
7 tional Forest System land (referred to in this sub-
8 section as the “Secretary concerned”), shall accept
9 the donation of any valid existing leases or permits
10 authorizing grazing on public land or National For-
11 est System land, as applicable, for the purpose of re-
12 ducing conflicts between permitted livestock and cov-
13 ered species.

14 (2) TERMINATION.—With respect to each per-
15 mit or lease donated under paragraph (1), the Sec-
16 retary concerned shall—

17 (A) terminate the grazing permit or lease;

18 and

19 (B) except as provided in paragraph (3),
20 ensure a permanent end to grazing on the pub-
21 lic land or National Forest System land, as ap-
22 plicable, covered by the permit or lease.

23 (3) COMMON ALLOTMENTS.—If land covered by
24 a permit or lease donated under paragraph (1) is
25 also covered by another valid grazing permit or lease

1 that is not donated under that paragraph, the Sec-
2 retary concerned shall not allow the total grazing
3 use on the land to exceed the average actual grazing
4 use under the other valid grazing permit or lease for
5 the 5-year period preceding the date on which the
6 permit or lease is donated under that paragraph.

7 **SEC. 5. ESTABLISHMENT OF BISON, GRIZZLY BEAR, AND**
8 **WOLF RESTORATION AND COEXISTENCE**
9 **COMMITTEES.**

10 (a) ESTABLISHMENT.—Not later than 90 days after
11 the date of enactment of this Act, the Secretary shall es-
12 tablish 3 committees, 1 for each covered species, to carry
13 out the requirements of this Act.

14 (b) MEMBERSHIP.—Each Committee shall be com-
15 posed of members, to be appointed by the Secretary, in
16 accordance with the following:

17 (1) REGIONAL REPRESENTATION OF FEDER-
18 ALLY RECOGNIZED INDIAN TRIBES.—Each region of
19 each Committee, as described in subsection (c), shall
20 include 3 members of federally recognized Indian
21 Tribes, to be nominated by those federally recog-
22 nized Indian Tribes, based on criteria that gives
23 preference to individuals who would represent Tribal
24 land or a usual and accustomed area where a feder-

1 ally recognized Indian Tribe has treaty reserved
2 rights on Federal land that is—

3 (A) inhabited by a covered species;

4 (B) located within the historical range of
5 the covered species; or

6 (C) identified in the report required under
7 section 8(a)(1)(B) as suitable to support popu-
8 lations of the covered species.

9 (2) AT-LARGE MEMBERS.—Each Committee
10 shall include 8 at-large members, which shall be
11 composed of 1 scientific expert representative from
12 each of the following Federal and State agencies
13 (designated by the applicable agency):

14 (A) The United States Fish and Wildlife
15 Service.

16 (B) The National Park Service.

17 (C) The Forest Service.

18 (D) The Animal and Plant Health Inspec-
19 tion Service of the Department of Agriculture.

20 (E) The Bureau of Land Management.

21 (F) The Bureau of Indian Affairs.

22 (G) The United States Geological Survey.

23 (H) A State wildlife agency with expertise
24 in successful coexistence and restoration efforts
25 for the covered species.

1 (3) REGIONAL NONGOVERNMENTAL REP-
2 REPRESENTATIVES.—Each Committee shall include 3
3 nongovernmental representatives with—

4 (A) established regional scientific expertise
5 from regions that are key historic habitats of
6 the covered species; and

7 (B) expertise in wildlife restoration and co-
8 existence efforts with respect to the covered
9 species.

10 (c) ESTABLISHMENT OF REGIONS.—The Secretary
11 shall establish 8 regions within each Committee, which
12 shall correspond to the following geographic regions of the
13 United States Fish and Wildlife Service:

14 (1) Pacific.

15 (2) Southwest.

16 (3) Midwest.

17 (4) Southeast.

18 (5) Northeast.

19 (6) Mountain-Prairie.

20 (7) Alaska.

21 (8) Pacific Southwest.

22 (d) DETERMINATIONS TO BE MADE ON BASIS OF
23 BEST AVAILABLE SCIENCE AND METHODOLOGY.—Deter-
24 minations made by a Committee pursuant to this Act shall

1 be solely based on the best available science and method-
2 ology.

3 (e) NO REPLACEMENT OF EXISTING ENTITIES.—

4 (1) IN GENERAL.—The establishment of a Com-
5 mittee shall not replace any existing Federal or
6 interagency committee, task force, or study team.

7 (2) LIMITATIONS.—The functions of a Com-
8 mittee—

9 (A) shall be limited to those provided by
10 this Act; and

11 (B) shall not replace, repeal, or subsume
12 any authority or function delegated to any other
13 Federal or interagency committee, task force, or
14 study team.

15 (f) IMPLEMENTATION OF DEPREDAATION AND COEX-
16 ISTENCE GRANT PROGRAMS.—Notwithstanding any other
17 provision of law, each Committee shall—

18 (1) review applications for assistance under the
19 grant program established under subsection (b) of
20 section 102 of America’s Conservation Enhancement
21 Act (7 U.S.C. 8355); and

22 (2) make award recommendations to the Secre-
23 taries (as defined in subsection (a) of that section)
24 with respect to those applications.

1 **SEC. 6. PERMITTED TAKING OF BISON, GRIZZLY BEARS**
2 **AND WOLVES.**

3 (a) IN GENERAL.—The Secretary may issue a permit
4 in accordance with this section authorizing the taking,
5 possession, or transportation of a covered species, or any
6 product or part thereof, that is otherwise prohibited by
7 section 4(a).

8 (b) CONDITIONS.—The Secretary may issue a permit
9 under subsection (a) only if the Secretary has—

10 (1) investigated the circumstances that gave
11 rise to the permit application; and

12 (2) determined that the taking, possession, or
13 transportation is an allowable taking, possession, or
14 transportation under subsection (c).

15 (c) ALLOWABLE TAKINGS, POSSESSIONS, OR TRANS-
16 PORTS.—Subject to subsection (d), for purposes of sub-
17 section (b)(2), an allowable taking, possession, or trans-
18 portation is any of the following:

19 (1) SCIENTIFIC OR CONSERVATION PUR-
20 POSES.—Taking, possessing, or transporting a cov-
21 ered species, or any product or part thereof, for sci-
22 entific purposes, to rehabilitate an injured animal, or
23 to enhance the propagation or survival of the cov-
24 ered species, by a—

25 (A) public museum;

26 (B) scientific society;

1 (C) wildlife sanctuary, preserve, or reha-
2 bilitation facility; or

3 (D) zoological park that is accredited by
4 the Association of Zoos and Aquariums.

5 (2) BISON POPULATION CONTROL.—

6 (A) IN GENERAL.—Subject to subpara-
7 graph (B), taking of bison to control over-
8 population in a specific geographic area, as de-
9 termined necessary by the Secretary.

10 (B) REQUIREMENTS.—Prior to making a
11 determination under subparagraph (A) with re-
12 spect to a taking of a bison, the Secretary shall
13 determine, in consultation with the applicable
14 Committee, that the bison cannot be relocated
15 to support efforts under section 8 to reintro-
16 duce bison on—

17 (i) Tribal land; or

18 (ii) usual and accustomed areas where
19 federally recognized Indian Tribes have
20 treaty reserved rights on Federal land.

21 (3) PROTECTION OF AGRICULTURAL INTERESTS
22 OR PUBLIC SAFETY.—

23 (A) IN GENERAL.—Subject to subpara-
24 graph (B), taking of a grizzly bear or wolf dur-
25 ing such time and in such location as the Sec-

1 retary determines to be essential to protect ag-
2 ricultural interests or public safety in the loca-
3 tion.

4 (B) REQUIREMENTS FOR TAKING.—Prior
5 to making a determination under subparagraph
6 (A) with respect to a taking—

7 (i) the Governor of the State in which
8 the taking will occur shall request, in writ-
9 ing, that the Secretary make the deter-
10 mination;

11 (ii) the Secretary shall conclude that
12 situationally appropriate nonlethal meas-
13 ures have been consistently used in the lo-
14 cation and proven ineffective to mitigate
15 the threat of the covered species to agricul-
16 tural interests or public safety; and

17 (iii) the Secretary shall determine, in
18 consultation with the applicable Com-
19 mittee, that, for any grizzly bear or wolf
20 which poses a threat to agricultural inter-
21 ests, the grizzly bear or wolf cannot be re-
22 located to support—

23 (I) efforts under section 8 to re-
24 introduce grizzly bears and wolves
25 on—

1 (aa) Tribal land; or
2 (bb) usual and accustomed
3 areas where federally recognized
4 Indian Tribes have treaty re-
5 served rights on Federal land; or
6 (II) recovery efforts for the popu-
7 lations of the covered species listed as
8 a threatened species or an endangered
9 species under section 4 of the Endan-
10 gered Species Act of 1973 (16 U.S.C.
11 1533).

12 (d) NO PERMITS FOR TAKINGS THAT WOULD EX-
13 CEED MORTALITY LIMIT.—The Secretary may not issue
14 a permit under subsection (a) for an allowable use de-
15 scribed in subsection (c)(1) if the taking of the covered
16 species would cause the total mortality for any population
17 or subpopulation of the covered species to exceed the sci-
18 entifically recommended limit, as determined by the appli-
19 cable Committee.

20 (e) NONALIENABILITY.—Any person issued a permit
21 under subsection (a) may not sell, transfer, assign, or oth-
22 erwise alienate the authority granted to the person by the
23 permit.

24 (f) CONDUCT REQUIREMENTS.—Taking, possessing,
25 or transporting a covered species, or any product or part

1 thereof, with a permit issued under subsection (a) shall
2 be conducted in a manner consistent with the conditions
3 of that permit.

4 (g) PERMITS ISSUED UNDER THE ESA.—A permit
5 issued under section 10(a) of the Endangered Species Act
6 of 1973 (16 U.S.C. 1539(a)) for a covered species shall
7 be treated as a permit issued under subsection (a).

8 **SEC. 7. CONSULTATION WITH FEDERALLY RECOGNIZED IN-**
9 **DIAN TRIBES.**

10 (a) CONSULTATION REQUIRED BEFORE ISSUING
11 PERMIT.—Before issuing a permit under section 6(a) that
12 authorizes an activity to be carried out on the Tribal land
13 of a federally recognized Indian Tribe or on usual and ac-
14 customed areas where federally recognized Indian Tribes
15 have treaty reserved rights on Federal land, the Secretary
16 shall consult with the applicable federally recognized In-
17 dian Tribe.

18 (b) CONSULTATION REQUIRED BEFORE TAKING
19 MAJOR FEDERAL ACTION.—Before taking any major
20 Federal action that may negatively impact covered species
21 habitat or increase covered species mortality, a Federal
22 agency shall consult with—

23 (1) the applicable Committee; and

24 (2) any federally recognized Indian Tribe—

1 (A) the Tribal land of which may be im-
 2 pacted by the Federal action; and

3 (B) that has usual and accustomed areas
 4 where the federally recognized Indian Tribe has
 5 treaty reserved rights on Federal land that may
 6 be impacted by the Federal action.

7 (c) REQUIREMENTS.—Any consultation conducted
 8 with a federally recognized Indian Tribe under subsection
 9 (b)(2) shall be—

10 (1) meaningful and conducted with the free,
 11 prior, and informed consent or resolution of the fed-
 12 erally recognized Indian Tribe; and

13 (2) carried out through cooperative manage-
 14 ment agreements between the Secretary, the Sec-
 15 retary of Agriculture, and the federally recognized
 16 Indian Tribe.

17 **SEC. 8. RESTORATION OF BISON, GRIZZLY BEARS, OR**
 18 **WOLVES.**

19 (a) REINTRODUCTION OF BISON, GRIZZLY BEARS,
 20 OR WOLVES ON TRIBAL LAND.—

21 (1) STUDY; REPORT.—

22 (A) STUDY.—Each Committee, in con-
 23 sultation with each federally recognized Indian
 24 Tribe whose Tribal land is located within the
 25 historical range of the covered species, whose

1 Tribal land is currently inhabited by the cov-
2 ered species, or that has usual and accustomed
3 areas where the federally recognized Indian
4 Tribe has treaty reserved rights on Federal
5 land, shall conduct a study to identify Tribal
6 land and usual and accustomed areas where
7 federally recognized Indian Tribes have treaty
8 reserved rights on Federal land that is suitable
9 to support covered species populations.

10 (B) REPORT.—Not later than 2 years after
11 the date of enactment of this Act, each Com-
12 mittee shall make publicly available on the
13 website of the Department of the Interior a re-
14 port containing the results of the study con-
15 ducted under subparagraph (A).

16 (2) NOTIFICATIONS.—Not later than 30 days
17 after the date on which a report is made available
18 under subparagraph (B) of paragraph (1), the Sec-
19 retary shall notify—

20 (A) each federally recognized Indian Tribe
21 whose Tribal land was identified in the study
22 conducted under subparagraph (A) of that
23 paragraph that the federally recognized Indian
24 Tribe has land that is suitable to support cov-
25 ered species populations;

1 (B) each federally recognized Indian Tribe
2 with treaty reserved rights on usual and accus-
3 tomed areas on Federal land identified in the
4 study conducted under subparagraph (A) of
5 that paragraph that the land is suitable to sup-
6 port covered species populations; and

7 (C) the Governor of any State in which the
8 Tribal land described in subparagraph (A) or
9 usual and accustomed areas where federally rec-
10 ognized Indian Tribes have treaty reserved
11 rights on Federal land described in subpara-
12 graph (B) is located.

13 (3) REINTRODUCTION.—If a federally recog-
14 nized Indian Tribe notified under paragraph (2)(A)
15 notifies the Secretary that the federally recognized
16 Indian Tribe requests the reintroduction of a cov-
17 ered species on the land of the federally recognized
18 Indian Tribe, the Secretary shall coordinate with the
19 federally recognized Indian Tribe to reintroduce on
20 that land members of the species for which a take
21 permit has been issued by the Secretary pursuant to
22 paragraph (2) or (3) of section 6(c).

23 (4) MANNER OF REINTRODUCTION.—The re-
24 introduction of a covered species under paragraph
25 (3) on Tribal land shall be carried out by the Sec-

retary and the relevant federally recognized Indian Tribe in a manner that is consistent with—

(A) the scientific advice of the applicable Committee;

(B) the traditional ecological knowledge of the federally recognized Indian Tribe; and

(C) Secretarial Order 3403, entitled “Joint Secretarial Order on Fulfilling the Trust Responsibility to Indian Tribes in the Stewardship of Federal Lands and Waters” and issued by the Secretary on November 15, 2021.

(5) MANAGEMENT.—The relevant federally recognized Indian Tribes, in consultation with the Secretary, shall manage covered species reintroduced on Tribal land under this section using the best available science and consistent with the cultural imperatives of those federally recognized Indian Tribes, as described in the documents entitled—

(A) “The Grizzly: A Treaty of Cooperation, Cultural Revitalization and Restoration” (commonly known as the “Grizzly Treaty”);

(B) “The Buffalo: A Treaty of Cooperation, Renewal, and Restoration” (commonly known as the “Buffalo Treaty”); and

1 (C) “The Wolf: A Treaty of Cultural and
2 Environmental Survival” (commonly known as
3 the “Wolf Treaty”).

4 (6) PROTECTION OF PUBLIC SAFETY.—A griz-
5 zly bear or wolf that has been identified by the Sec-
6 retary as a threat to public safety shall not be eligi-
7 ble for reintroduction under this section.

8 (b) OTHER RESTORATION EFFORTS.—Nothing in
9 this Act affects any effort by the Secretary to reintroduce
10 a covered species on land not described in this section.

11 **SEC. 9. LIMITATION ON USE OF LETHAL PREDATOR CON-**
12 **TROL MEASURES.**

13 (a) IN GENERAL.—The Secretary or the Secretary of
14 Agriculture shall prohibit on public land or National For-
15 est System land, as applicable, the use of any lethal wild-
16 life control measures if the applicable Committee deter-
17 mines that the use of those lethal measures on that land
18 may result in the taking of a covered species.

19 (b) PROHIBITION.—The Secretary and the Secretary
20 of Agriculture shall prohibit Federal agency staff and con-
21 tracted entities from using any lethal wildlife control
22 methods on any land where the applicable Committee de-
23 termines that the use of those lethal measures may result
24 in the taking of a covered species.

1 **SEC. 10. SAVINGS PROVISION.**

2 Nothing in this Act impedes the implementation of
3 the Bison Conservation and Transfer Program of the Na-
4 tional Park Service.

○