

107TH CONGRESS  
2D SESSION

# H. R. 4656

To amend the Endangered Species Act of 1973 to establish requirements for the designation of critical habitat in Hawaii, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 2, 2002

Mrs. MINK of Hawaii introduced the following bill; which was referred to the Committee on Resources

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## A BILL

To amend the Endangered Species Act of 1973 to establish requirements for the designation of critical habitat in Hawaii, 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. REQUIREMENTS FOR DESIGNATION OF CRIT-**  
4       **ICAL HABITAT IN HAWAII.**

5       Section 4 of the Endangered Species Act of 1973 (16  
6       U.S.C. 1533) is amended by adding at the end the fol-  
7       lowing:

8       “(j) REQUIREMENTS FOR DESIGNATION OF CRITICAL  
9       HABITAT IN HAWAII.—A designation of an area in Hawaii

1 as critical habitat of a species shall not take effect before  
2 the date on which—

3 “(1) the Secretary has developed a recovery  
4 plan under subsection (f) for the species; and

5 “(2) the designation, including the scientific  
6 data on which the designation is based, is reviewed  
7 by the National Academy of Sciences.”.

8 **SEC. 2. REQUIREMENT OF SCIENTIFIC REVIEW OF RECOV-**  
9 **ERY PLANS.**

10 Section 4(f) of the Endangered Species Act of 1973  
11 (16 U.S.C. 1533) is amended by adding at the end the  
12 following:

13 “(6) A recovery plan shall not apply to any area in  
14 Hawaii before the date the plan, including the scientific  
15 data on which the plan is based, is reviewed by the Na-  
16 tional Academy of Sciences.”.

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