

108TH CONGRESS
1ST SESSION

S. 137

To improve the administration of the Animal and Plant Health Inspection
Service of the Department of Agriculture, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 9, 2003

Mrs. LINCOLN introduced the following bill; which was read twice and referred
to the Committee on Agriculture, Nutrition, and Forestry

A BILL

To improve the administration of the Animal and Plant
Health Inspection Service of the Department of Agri-
culture, 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. ANIMAL AND PLANT HEALTH INSPECTION**
4 **SERVICE.**

5 (a) DEFINITIONS.—In this section:

6 (1) SECRETARY.—The term “Secretary” means
7 the Secretary of Agriculture, acting through the Ad-
8 ministrator of the Service.

1 (2) SERVICE.—The term “Service” means the
2 Animal and Plant Health Inspection Service of the
3 Department of Agriculture.

4 (b) EXEMPTION.—Notwithstanding any other provi-
5 sion of law, any migratory bird management carried out
6 by the Secretary shall be exempt from the National Envi-
7 ronmental Policy Act of 1969 (42 U.S.C. 4321 et seq.)
8 (including regulations).

9 (c) PERMITS; MANAGEMENT.—An agent, officer, or
10 employee of the Service that carries out any activity relat-
11 ing to migratory bird management may, under the Migra-
12 tory Bird Treaty Act (16 U.S.C. 703 et seq.)—

13 (1) issue a depredation permit to a stakeholder
14 or cooperator of the Service; and

15 (2) manage and take migratory birds.

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