

109TH CONGRESS
1ST SESSION

H. R. 4315

To amend the Acts popularly known as the Duck Stamp Act and the Wetland Loan Act to reauthorize appropriations to promote the conservation of migratory waterfowl and to offset or prevent the serious loss of important wetlands and other waterfowl habitat essential to the preservation of such waterfowl, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 14, 2005

Mr. KENNEDY of Minnesota (for himself and Mr. THOMPSON of California) introduced the following bill; which was referred to the Committee on Resources

A BILL

To amend the Acts popularly known as the Duck Stamp Act and the Wetland Loan Act to reauthorize appropriations to promote the conservation of migratory waterfowl and to offset or prevent the serious loss of important wetlands and other waterfowl habitat essential to the preservation of such waterfowl, 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,*

1 **SECTION 1. AUTHORIZATION OF FUNDS FOR CONSERVA-**
2 **TION OF MIGRATORY WATERFOWL AND HABITAT.**
3 **TAT.**

4 The first section of Public Law 87–383 (16 U.S.C.
5 715k–3), popularly known as the Wetlands Loan Act, is
6 amended—

7 (1) by striking “for the period” and all that fol-
8 lows through the end of the sentence and inserting
9 “\$400,000,000 for fiscal years 2007 through
10 2016.”; and

11 (2) by adding at the end the following: “Funds
12 appropriated pursuant to this Act shall be treated as
13 an advance, without interest, to the migratory bird
14 conservation fund. Such appropriated funds, begin-
15 ning on July 1, 2007, shall be repaid to the Treas-
16 ury out of the migratory bird conservation fund.
17 Such repayment shall be made in annual amounts
18 comprising the moneys accruing annually to such
19 fund that are attributable to the portion of the price
20 of migratory bird hunting stamps sold that year that
21 is in excess of \$15 per stamp.”.

22 **SEC. 2. SALES OF DUCK STAMPS; PRICE.**

23 (a) SALES OF STAMPS.—Sections 2(a) of the Act of
24 March 16, 1934 (chapter 71; 16 U.S.C. 718b(a)), popu-
25 larly known as the Duck Stamp Act, is amended—

26 (1) in the first sentence—

1 (A) by striking “issued and sold by the
2 Postal Service, and may be sold by the Depart-
3 ment of the Interior” and inserting “sold by the
4 Postal Service, the Secretary of the Interior,
5 and any other person authorized by the Sec-
6 retary of the Interior”;

7 (B) by striking “each post office of the
8 first- and second-class” and inserting “any post
9 office”; and

10 (C) by striking “as the Postal Service and
11 the Secretary of the Interior” and inserting
12 “the Postal Service, the Secretary of the Inte-
13 rior, or a person so authorized”;

14 (2) in the third sentence by striking “by the
15 Postal Service” and all that follows through the end
16 of the sentence and inserting “by the person selling
17 the stamp the applicable price under subsection (b)”;

18 (3) in the fifth sentence by inserting “hunting”
19 before “year”;

20 (4) in the sixth sentence—

21 (A) by striking “Postal Service” and in-
22 serting “Secretary of the Interior”;

23 (B) by striking “prescribed by it” and in-
24 serting “prescribed by the Secretary”;

1 (C) by striking “of blocks composed of two
2 or more attached”; and

3 (D) by inserting “authorized by the Sec-
4 retary of the Interior to sell stamps on consign-
5 ment”; and

6 (5) by adding at the end the following: “The
7 Postal Service shall not sell stamps to any individual
8 on consignment, and shall not redeem stamps sold
9 on consignment by the Secretary of the Interior or
10 a person authorized by the Secretary of the Interior
11 to sell stamps on consignment.”.

12 (b) PRICE OF STAMP.—

13 (1) AMENDMENT.—Section 2(b) of such Act is
14 amended to read as follows:

15 “(b) A person authorized to sell stamps under this
16 section shall collect, for each stamp sold—

17 “(1) \$25 for a stamp for any of hunting years
18 2007 through 2014; and

19 “(2) \$35 for a stamp for each hunting year
20 after hunting year 2014.”.

21 (2) LIMITATION ON APPLICATION.—This sub-
22 section shall not affect the application of section 2
23 of such Act before July 1, 2007.

1 (c) DISPOSITION OF UNSOLD STAMPS.—Section 3(a)
2 of the Act of July 30, 1956 (chapter 782; 16 U.S.C. 718b–
3 1(a)) is amended—

4 (1) by inserting “and conservation” after “mi-
5 gratory-bird hunting” each place it appears;

6 (2) by inserting “or the Secretary of the Inte-
7 rior” after “Postal Service” the first place it ap-
8 pears;

9 (3) by striking “Philatelic Agency” and insert-
10 ing “Postal Service and the Secretary of the Inte-
11 rior, or a person authorized by the Secretary,”; and

12 (4) by inserting “and the Secretary of the Inte-
13 rior” after “Postal Service” the second place it ap-
14 pears.

15 **SEC. 3. DISPLAY OF STAMP.**

16 The first section of the Act of March 16, 1934 (chap-
17 ter 71; 16 U.S.C. 718a), popularly known as the Duck
18 Stamp Act, is amended by adding at the end the following:
19 “Nothing in this Act shall be construed to require a person
20 to affix a stamp sold under this Act to any other license
21 as a condition of engaging in hunting under the authority
22 of the stamp.”.

23 **SEC. 4. TECHNICAL CORRECTION.**

24 Section 4 of the Act of March 16, 1934 (chapter 71;
25 16 U.S.C. 718d), popularly known as the Duck Stamp

1 Act, is amended by striking “personal” and inserting
2 “personnel”.

3 **SEC. 5. SENSE OF CONGRESS REGARDING THE EXPENDI-**
4 **TURES OF FUNDS.**

5 It is the sense of Congress that—

6 (1) the funds provided pursuant to the amend-
7 ments made by this Act—

8 (A) should be used for preserving and in-
9 creasing waterfowl populations in accordance
10 with the goals and objectives of the North
11 American Waterfowl Management Plan; and

12 (B) to that end, should be used to supple-
13 ment and not replace current conservation
14 funding, including funding for other Federal
15 and State habitat conservation programs; and

16 (2) this Act should be implemented in a manner
17 that helps private landowners achieve their long-
18 term land use objectives in ways that enhance the
19 conservation of wetlands and wildlife habitat.

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