

113TH CONGRESS
2D SESSION

H. R. 3109

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 9, 2014

Received; read twice and referred to the Committee on Environment and
Public Works

AN ACT

To amend the Migratory Bird Treaty Act to exempt certain Alaskan Native articles from prohibitions against sale of items containing nonedible migratory bird parts, 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. EXEMPTION FROM PROHIBITIONS FOR ALAS-**
2 **KAN NATIVE ARTICLES CONTAINING MIGRA-**
3 **TORY BIRD PARTS.**

4 Section 2 of the Migratory Bird Treaty Act (16
5 U.S.C. 703) is amended by adding at the end the fol-
6 lowing:

7 “(c) EXEMPTION FOR AUTHENTIC ALASKAN NATIVE
8 ARTICLES OF HANDICRAFT OR CLOTHING.—

9 “(1) IN GENERAL.—Notwithstanding any other
10 provisions of this Act, nothing in this Act prohibits
11 possession, offering for sale, sale, offering to barter,
12 barter, offering to purchase, purchase, delivery for
13 shipment, shipment, causing to be shipped, delivered
14 for transportation, transport or causing to be trans-
15 ported, carrying or causing to be carried, or receiv-
16 ing for shipment, transportation, or carriage, any
17 authentic Alaskan Native article of handicraft or
18 clothing on the basis that it contains a nonedible mi-
19 gratory bird part.

20 “(2) LIMITATION.—This subsection shall not
21 apply with respect to any handicraft or clothing con-
22 taining any part of a migratory bird that was taken
23 in a wasteful manner.

24 “(3) DEFINITIONS.—In this subsection:

1 “(A) ALASKAN NATIVE.—The term ‘Alas-
2 kan Native’ means any Indian, Aleut, or Es-
3 kimo who resides in Alaska.

4 “(B) AUTHENTIC ALASKAN NATIVE ARTI-
5 CLE OF HANDICRAFT OR CLOTHING.—The term
6 ‘authentic Alaskan Native article of handicraft
7 or clothing’—

8 “(i) means any item that is—

9 “(I) composed wholly or in some
10 significant respect of natural mate-
11 rials; and

12 “(II) produced, decorated, or
13 fashioned by an Alaskan Native, in
14 the exercise of traditional Alaskan
15 Native handicrafts, without the use of
16 any pantograph or other mass copying
17 device; and

18 “(ii) includes any weaving, carving,
19 stitching, sewing, lacing, beading, drawing,

- 1 or painting described in clause (i), or any
2 combination thereof.”.

Passed the House of Representatives September 8,
2014.

Attest:

KAREN L. HAAS,

Clerk.