

Public Law 109-117  
109th Congress

An Act

Dec. 1, 2005

[H.R. 126]

To amend Public Law 89-366 to allow for an adjustment in the number of free roaming horses permitted in Cape Lookout National Seashore.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. ADJUSTMENT IN NUMBER OF FREE ROAMING HORSES PERMITTED IN CAPE LOOKOUT NATIONAL SEASHORE, NORTH CAROLINA.**

(a) IN GENERAL.—The first subsection (b) of section 5 of Public Law 89-366 (16 U.S.C. 459g-4) is amended—

(1) in paragraph (1), by striking “100 free roaming horses” and inserting “not less than 110 free roaming horses, with a target population of between 120 and 130 free roaming horses.”;

(2) in paragraph (3), by striking subparagraph (B) and inserting the following new subparagraph:

“(B) unless removal is carried out as part of a plan to maintain the viability of the herd; or”; and

(3) in paragraph (5), by striking “100” and inserting “110”.

(b) REPEAL OF DUPLICATE SUBSECTION.—Section 5 of Public Law 89-366 is further amended—

(1) in subsection (a), by striking “(a)” after “(a)”; and

(2) by striking the second subsection (b).

Approved December 1, 2005.

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**LEGISLATIVE HISTORY—H.R. 126:**

SENATE REPORTS: No. 109-154 (Comm. on Energy and Natural Resources).  
CONGRESSIONAL RECORD, Vol. 151 (2005):

Mar. 14, considered and passed House.

Nov. 16, considered and passed Senate.

