

115TH CONGRESS
1ST SESSION

S. _____

To protect and enhance opportunities for recreational hunting, fishing, and shooting, and for other purposes.

IN THE SENATE OF THE UNITED STATES

_____ introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To protect and enhance opportunities for recreational hunting, fishing, and shooting, 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. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the
5 “Sportsmen’s Act”.

6 (b) **TABLE OF CONTENTS.**—The table of contents for
7 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Definition of Secretary.

TITLE I—NATIONAL POLICY

- Sec. 101. Congressional declaration of national policy.

TITLE II—SPORTSMEN’S ACCESS TO FEDERAL LAND

- Sec. 201. Definitions.
 Sec. 202. Federal land open to hunting, fishing, and recreational shooting.
 Sec. 203. Closure of Federal land to hunting, fishing, and recreational shooting.
 Sec. 204. Shooting ranges.
 Sec. 205. Federal action transparency.
 Sec. 206. Identifying opportunities for recreation, hunting, and fishing on Federal land.
 Sec. 207. Amendments to the Federal Land Transaction Facilitation Act.

TITLE III—FILMING ON FEDERAL LAND MANAGEMENT AGENCY
LAND

- Sec. 301. Commercial filming.

TITLE IV—WILDLIFE AND HABITAT CONSERVATION

- Sec. 401. Amendments to Pittman-Robertson Wildlife Restoration Act.
 Sec. 402. Wildlife and Hunting Heritage Conservation Council Advisory Committee.

TITLE V—BOWS AND WILDLIFE MANAGEMENT

- Sec. 501. Bows in parks.
 Sec. 502. Wildlife management in parks.

TITLE VI—MISCELLANEOUS

- Sec. 601. Respect for treaties and rights.
 Sec. 602. No priority.
 Sec. 603. State authority for fish and wildlife.

1 SEC. 2. DEFINITION OF SECRETARY.

2 In this Act, the term “Secretary” means the Sec-
 3 retary of the Interior.

4 TITLE I—NATIONAL POLICY

5 SEC. 101. CONGRESSIONAL DECLARATION OF NATIONAL
6 POLICY.

7 (a) IN GENERAL.—Congress declares that it is the
 8 policy of the United States that Federal departments and
 9 agencies, in accordance with the missions of the depart-
 10 ments and agencies, Executive Orders 12962 and 13443
 11 (60 Fed. Reg. 30769 (June 7, 1995); 72 Fed. Reg. 46537
 12 (August 16, 2007)), and applicable law, shall—

1 (1) facilitate the expansion and enhancement of
2 hunting, fishing, and recreational shooting opportu-
3 nities on Federal land, in consultation with the
4 Wildlife and Hunting Heritage Conservation Coun-
5 cil, the Sport Fishing and Boating Partnership
6 Council, State and tribal fish and wildlife agencies,
7 and the public;

8 (2) conserve and enhance aquatic systems and
9 the management of game species and the habitat of
10 those species on Federal land, including through
11 hunting and fishing, in a manner that respects—

12 (A) State management authority over wild-
13 life resources; and

14 (B) private property rights; and

15 (3) consider hunting, fishing, and recreational
16 shooting opportunities as part of all Federal plans
17 for land, resource, and travel management.

18 (b) EXCLUSION.—In this Act, the term “fishing”
19 does not include commercial fishing in which fish are har-
20 vested, either in whole or in part, that are intended to
21 enter commerce through sale.

22 **TITLE II—SPORTSMEN’S ACCESS** 23 **TO FEDERAL LAND**

24 **SEC. 201. DEFINITIONS.**

25 In this title:

1 (1) FEDERAL LAND.—The term “Federal land”
2 means—

3 (A) any land in the National Forest Sys-
4 tem (as defined in section 11(a) of the Forest
5 and Rangeland Renewable Resources Planning
6 Act of 1974 (16 U.S.C. 1609(a))) that is ad-
7 ministered by the Secretary of Agriculture, act-
8 ing through the Chief of the Forest Service;
9 and

10 (B) public lands (as defined in section 103
11 of the Federal Land Policy and Management
12 Act of 1976 (43 U.S.C. 1702)), the surface of
13 which is administered by the Secretary, acting
14 through the Director of the Bureau of Land
15 Management.

16 (2) SECRETARY CONCERNED.—The term “Sec-
17 retary concerned” means—

18 (A) the Secretary of Agriculture, with re-
19 spect to land described in paragraph (1)(A);
20 and

21 (B) the Secretary, with respect to land de-
22 scribed in paragraph (1)(B).

1 **SEC. 202. FEDERAL LAND OPEN TO HUNTING, FISHING, AND**
2 **RECREATIONAL SHOOTING.**

3 (a) IN GENERAL.—Subject to subsection (b), Federal
4 land shall be open to hunting, fishing, and recreational
5 shooting, in accordance with applicable law, unless the
6 Secretary concerned closes an area in accordance with sec-
7 tion 203.

8 (b) EFFECT OF PART.—Nothing in this title opens
9 to hunting, fishing, or recreational shooting any land that
10 is not open to those activities as of the date of enactment
11 of this Act.

12 **SEC. 203. CLOSURE OF FEDERAL LAND TO HUNTING, FIS-**
13 **ING, AND RECREATIONAL SHOOTING.**

14 (a) AUTHORIZATION.—

15 (1) IN GENERAL.—Subject to paragraph (2)
16 and in accordance with section 302(b) of the Federal
17 Land Policy and Management Act of 1976 (43
18 U.S.C. 1732(b)), the Secretary concerned may des-
19 ignate any area on Federal land in which, and estab-
20 lish any period during which, for reasons of public
21 safety, administration, or compliance with applicable
22 laws, no hunting, fishing, or recreational shooting
23 shall be permitted.

24 (2) REQUIREMENT.—In making a designation
25 under paragraph (1), the Secretary concerned shall
26 designate the smallest area for the least amount of

1 time that is required for public safety, administra-
2 tion, or compliance with applicable laws.

3 (b) CLOSURE PROCEDURES.—

4 (1) IN GENERAL.—Except in an emergency, be-
5 fore permanently or temporarily closing any Federal
6 land to hunting, fishing, or recreational shooting,
7 the Secretary concerned shall—

8 (A) consult with State fish and wildlife
9 agencies; and

10 (B) provide public notice and opportunity
11 for comment under paragraph (2).

12 (2) PUBLIC NOTICE AND COMMENT.—

13 (A) IN GENERAL.—Public notice and com-
14 ment shall include—

15 (i) a notice of intent—

16 (I) published in advance of the
17 public comment period for the clo-
18 sure—

19 (aa) in the Federal Register;

20 (bb) on the website of the
21 applicable Federal agency;

22 (cc) on the website of the
23 Federal land unit, if available;
24 and

1 (dd) in at least 1 local news-
2 paper;

3 (II) made available in advance of
4 the public comment period to local of-
5 fices, chapters, and affiliate organiza-
6 tions in the vicinity of the closure that
7 are signatories to the memorandum of
8 understanding entitled “Federal
9 Lands Hunting, Fishing, and Shoot-
10 ing Sports Roundtable Memorandum
11 of Understanding”; and

12 (III) that describes—

13 (aa) the proposed closure;
14 and

15 (bb) the justification for the
16 proposed closure, including an
17 explanation of the reasons and
18 necessity for the decision to close
19 the area to hunting, fishing, or
20 recreational shooting; and

21 (ii) an opportunity for public comment
22 for a period of—

23 (I) not less than 60 days for a
24 permanent closure; or

1 (II) not less than 30 days for a
2 temporary closure.

3 (B) FINAL DECISION.—In a final decision
4 to permanently or temporarily close an area to
5 hunting, fishing, or recreation shooting, the
6 Secretary concerned shall—

7 (i) respond in a reasoned manner to
8 the comments received;

9 (ii) explain how the Secretary con-
10 cerned resolved any significant issues
11 raised by the comments; and

12 (iii) show how the resolution led to
13 the closure.

14 (c) TEMPORARY CLOSURES.—

15 (1) IN GENERAL.—A temporary closure under
16 this section may not exceed a period of 180 days.

17 (2) RENEWAL.—Except in an emergency, a
18 temporary closure for the same area of land closed
19 to the same activities—

20 (A) may not be renewed more than 3 times
21 after the first temporary closure; and

22 (B) must be subject to a separate notice
23 and comment procedure in accordance with sub-
24 section (b)(2).

1 (3) EFFECT OF TEMPORARY CLOSURE.—Any
2 Federal land that is temporarily closed to hunting,
3 fishing, or recreational shooting under this section
4 shall not become permanently closed to that activity
5 without a separate public notice and opportunity to
6 comment in accordance with subsection (b)(2).

7 (d) REPORTING.—On an annual basis, the Secre-
8 taries concerned shall—

9 (1) publish on a public website a list of all
10 areas of Federal land temporarily or permanently
11 subject to a closure under this section; and

12 (2) submit to the Committee on Energy and
13 Natural Resources and the Committee on Agri-
14 culture, Nutrition, and Forestry of the Senate and
15 the Committee on Natural Resources and the Com-
16 mittee on Agriculture of the House of Representa-
17 tives a report that identifies—

18 (A) a list of each area of Federal land tem-
19 porarily or permanently subject to a closure;

20 (B) the acreage of each closure; and

21 (C) a survey of—

22 (i) the aggregate areas and acreage
23 closed under this section in each State;
24 and

1 (ii) the percentage of Federal land in
2 each State closed under this section with
3 respect to hunting, fishing, and rec-
4 reational shooting.

5 (e) APPLICATION.—This section shall not apply if the
6 closure is—

7 (1) less than 14 days in duration; and

8 (2) covered by a special use permit.

9 **SEC. 204. SHOOTING RANGES.**

10 (a) IN GENERAL.—Except as provided in subsection
11 (b), the Secretary concerned may, in accordance with this
12 section and other applicable law, lease or permit the use
13 of Federal land for a shooting range.

14 (b) EXCEPTION.—The Secretary concerned shall not
15 lease or permit the use of Federal land for a shooting
16 range, within—

17 (1) a component of the National Landscape
18 Conservation System;

19 (2) a component of the National Wilderness
20 Preservation System;

21 (3) any area that is—

22 (A) designated as a wilderness study area;

23 (B) administratively classified as—

24 (i) wilderness-eligible; or

25 (ii) wilderness-suitable; or

1 (C) a primitive or semiprimitive area;

2 (4) a national monument, national volcanic
3 monument, or national scenic area; or

4 (5) a component of the National Wild and Sce-
5 nic Rivers System (including areas designated for
6 study for potential addition to the National Wild
7 and Scenic Rivers System).

8 **SEC. 205. FEDERAL ACTION TRANSPARENCY.**

9 (a) MODIFICATION OF EQUAL ACCESS TO JUSTICE
10 PROVISIONS.—

11 (1) AGENCY PROCEEDINGS.—Section 504 of
12 title 5, United States Code, is amended—

13 (A) in subsection (c)(1), by striking “,
14 United States Code”;

15 (B) by redesignating subsection (f) as sub-
16 section (i); and

17 (C) by striking subsection (e) and inserting
18 the following:

19 “(e)(1) Not later than March 31 of the first fiscal
20 year beginning after the date of enactment of the Sports-
21 men’s Act, and every fiscal year thereafter, the Chairman
22 of the Administrative Conference of the United States,
23 after consultation with the Chief Counsel for Advocacy of
24 the Small Business Administration, shall submit to Con-
25 gress and make publicly available online a report on the

1 amount of fees and other expenses awarded during the
2 preceding fiscal year under this section.

3 “(2) Each report under paragraph (1) shall describe
4 the number, nature, and amount of the awards, the claims
5 involved in the controversy, and any other relevant infor-
6 mation that may aid Congress in evaluating the scope and
7 impact of such awards.

8 “(3)(A) Each report under paragraph (1) shall ac-
9 count for all payments of fees and other expenses awarded
10 under this section that are made pursuant to a settlement
11 agreement, regardless of whether the settlement agree-
12 ment is sealed or otherwise subject to a nondisclosure pro-
13 vision.

14 “(B) The disclosure of fees and other expenses re-
15 quired under subparagraph (A) shall not affect any other
16 information that is subject to a nondisclosure provision in
17 a settlement agreement.

18 “(f) As soon as practicable, and in any event not later
19 than the date on which the first report under subsection
20 (e)(1) is required to be submitted, the Chairman of the
21 Administrative Conference of the United States shall cre-
22 ate and maintain online a searchable database containing,
23 with respect to each award of fees and other expenses
24 under this section made on or after the date of enactment
25 of the Sportsmen’s Act, the following information:

1 “(1) The case name and number of the adver-
2 sary adjudication, if available, hyperlinked to the
3 case, if available.

4 “(2) The name of the agency involved in the
5 adversary adjudication.

6 “(3) A description of the claims in the adver-
7 sary adjudication.

8 “(4) The name of each party to whom the
9 award was made as such party is identified in the
10 order or other court document making the award.

11 “(5) The amount of the award.

12 “(6) The basis for the finding that the position
13 of the agency concerned was not substantially justi-
14 fied.

15 “(g) The online searchable database described in sub-
16 section (f) may not reveal any information the disclosure
17 of which is prohibited by law or a court order.

18 “(h) The head of each agency shall provide to the
19 Chairman of the Administrative Conference of the United
20 States in a timely manner all information requested by
21 the Chairman to comply with the requirements of sub-
22 sections (e), (f), and (g).”.

23 (2) COURT CASES.—Section 2412(d) of title 28,
24 United States Code, is amended by adding at the
25 end the following:

1 “(5)(A) Not later than March 31 of the first fiscal
2 year beginning after the date of enactment of the Sports-
3 men’s Act, and every fiscal year thereafter, the Chairman
4 of the Administrative Conference of the United States
5 shall submit to Congress and make publicly available on-
6 line a report on the amount of fees and other expenses
7 awarded during the preceding fiscal year pursuant to this
8 subsection.

9 “(B) Each report under subparagraph (A) shall de-
10 scribe the number, nature, and amount of the awards, the
11 claims involved in the controversy, and any other relevant
12 information that may aid Congress in evaluating the scope
13 and impact of such awards.

14 “(C)(i) Each report under subparagraph (A) shall ac-
15 count for all payments of fees and other expenses awarded
16 under this subsection that are made pursuant to a settle-
17 ment agreement, regardless of whether the settlement
18 agreement is sealed or otherwise subject to a nondisclosure
19 provision.

20 “(ii) The disclosure of fees and other expenses re-
21 quired under clause (i) shall not affect any other informa-
22 tion that is subject to a nondisclosure provision in a settle-
23 ment agreement.

24 “(D) The Chairman of the Administrative Conference
25 of the United States shall include and clearly identify in

1 each annual report under subparagraph (A), for each case
2 in which an award of fees and other expenses is included
3 in the report—

4 “(i) any amounts paid under section 1304 of
5 title 31 for a judgment in the case;

6 “(ii) the amount of the award of fees and other
7 expenses; and

8 “(iii) the statute under which the plaintiff filed
9 suit.

10 “(6) As soon as practicable, and in any event not
11 later than the date on which the first report under para-
12 graph (5)(A) is required to be submitted, the Chairman
13 of the Administrative Conference of the United States
14 shall create and maintain online a searchable database
15 containing, with respect to each award of fees and other
16 expenses under this subsection made on or after the date
17 of enactment of the Sportsmen’s Act, the following infor-
18 mation:

19 “(A) The case name and number, hyperlinked
20 to the case, if available.

21 “(B) The name of the agency involved in the
22 case.

23 “(C) The name of each party to whom the
24 award was made as such party is identified in the
25 order or other court document making the award.

1 “(D) A description of the claims in the case.

2 “(E) The amount of the award.

3 “(F) The basis for the finding that the position
4 of the agency concerned was not substantially justi-
5 fied.

6 “(7) The online searchable database described in
7 paragraph (6) may not reveal any information the dislo-
8 sure of which is prohibited by law or a court order.

9 “(8) The head of each agency (including the Attorney
10 General of the United States) shall provide to the Chair-
11 man of the Administrative Conference of the United
12 States in a timely manner all information requested by
13 the Chairman to comply with the requirements of para-
14 graphs (5), (6), and (7).”.

15 (3) TECHNICAL AND CONFORMING AMEND-
16 MENTS.—Section 2412 of title 28, United States
17 Code, is amended—

18 (A) in subsection (d)(3), by striking
19 “United States Code,”; and

20 (B) in subsection (e)—

21 (i) by striking “of section 2412 of
22 title 28, United States Code,” and insert-
23 ing “of this section”; and

24 (ii) by striking “of such title” and in-
25 serting “of this title”.

1 (b) JUDGMENT FUND TRANSPARENCY.—Section
2 1304 of title 31, United States Code, is amended by add-
3 ing at the end the following:

4 “(d) Beginning not later than the date that is 60
5 days after the date of enactment of the Sportsmen’s Act,
6 and unless the disclosure of such information is otherwise
7 prohibited by law or a court order, the Secretary of the
8 Treasury shall make available to the public on a website,
9 as soon as practicable, but not later than 30 days after
10 the date on which a payment under this section is ten-
11 dered, the following information with regard to that pay-
12 ment:

13 “(1) The name of the specific agency or entity
14 whose actions gave rise to the claim or judgment.

15 “(2) The name of the plaintiff or claimant.

16 “(3) The name of counsel for the plaintiff or
17 claimant.

18 “(4) The amount paid representing principal li-
19 ability, and any amounts paid representing any an-
20 cillary liability, including attorney fees, costs, and
21 interest.

22 “(5) A brief description of the facts that gave
23 rise to the claim.

24 “(6) The name of the agency that submitted
25 the claim.”.

1 **SEC. 206. IDENTIFYING OPPORTUNITIES FOR RECREATION,**
2 **HUNTING, AND FISHING ON FEDERAL LAND.**

3 (a) DEFINITIONS.—In this section:

4 (1) SECRETARY.—The term “Secretary”
5 means—

6 (A) the Secretary, with respect to land ad-
7 ministered by—

8 (i) the Director of the National Park
9 Service;

10 (ii) the Director of the United States
11 Fish and Wildlife Service; and

12 (iii) the Director of the Bureau of
13 Land Management; and

14 (B) the Secretary of Agriculture, with re-
15 spect to land administered by the Chief of the
16 Forest Service.

17 (2) STATE OR REGIONAL OFFICE.—The term
18 “State or regional office” means—

19 (A) a State office of the Bureau of Land
20 Management; or

21 (B) a regional office of—

22 (i) the National Park Service;

23 (ii) the United States Fish and Wild-
24 life Service; or

25 (iii) the Forest Service.

1 (3) TRAVEL MANAGEMENT PLAN.—The term
2 “travel management plan” means a plan for the
3 management of travel—

4 (A) with respect to land under the jurisdic-
5 tion of the National Park Service, on park
6 roads and designated routes under section 4.10
7 of title 36, Code of Federal Regulations (or suc-
8 cessor regulations);

9 (B) with respect to land under the jurisdic-
10 tion of the United States Fish and Wildlife
11 Service, on the land under a comprehensive con-
12 servation plan prepared under section 4(e) of
13 the National Wildlife Refuge System Adminis-
14 tration Act of 1966 (16 U.S.C. 668dd(e));

15 (C) with respect to land under the jurisdic-
16 tion of the Forest Service, on National Forest
17 System land under part 212 of title 36, Code
18 of Federal Regulations (or successor regula-
19 tions); and

20 (D) with respect to land under the jurisdic-
21 tion of the Bureau of Land Management, under
22 a resource management plan developed under
23 the Federal Land Policy and Management Act
24 of 1976 (43 U.S.C. 1701 et seq.).

25 (b) PRIORITY LISTS REQUIRED.—

1 (1) IN GENERAL.—Not later than 1 year after
2 the date of enactment of this Act, and biennially
3 thereafter during the 10-year period beginning on
4 the date on which the first priority list is completed,
5 the Secretary shall prepare a priority list, to be
6 made publicly available on the website of the appli-
7 cable Federal agency referred to in subsection
8 (a)(1), which shall identify the location and acreage
9 of land within the jurisdiction of each State or re-
10 gional office on which the public is allowed, under
11 Federal or State law, to hunt, fish, or use the land
12 for other recreational purposes but—

13 (A) to which there is no public access or
14 egress; or

15 (B) to which public access or egress to the
16 legal boundaries of the land is significantly re-
17 stricted (as determined by the Secretary).

18 (2) MINIMUM SIZE.—Any land identified under
19 paragraph (1) shall consist of contiguous acreage of
20 at least 640 acres.

21 (3) CONSIDERATIONS.—In preparing the pri-
22 ority list required under paragraph (1), the Sec-
23 retary shall consider with respect to the land—

24 (A) whether access is absent or merely re-
25 stricted, including the extent of the restriction;

1 (B) the likelihood of resolving the absence
2 of or restriction to public access;

3 (C) the potential for recreational use;

4 (D) any information received from the
5 public or other stakeholders during the nomina-
6 tion process described in paragraph (5); and

7 (E) any other factor as determined by the
8 Secretary.

9 (4) ADJACENT LAND STATUS.—For each parcel
10 of land on the priority list, the Secretary shall in-
11 clude in the priority list whether resolving the issue
12 of public access or egress to the land would require
13 acquisition of an easement, right-of-way, or fee title
14 from—

15 (A) another Federal agency;

16 (B) a State, local, or tribal government; or

17 (C) a private landowner.

18 (5) NOMINATION PROCESS.—In preparing a pri-
19 ority list under this section, the Secretary shall pro-
20 vide an opportunity for members of the public to
21 nominate parcels for inclusion on the priority list.

22 (c) ACCESS OPTIONS.—With respect to land included
23 on a priority list described in subsection (b), the Secretary
24 shall develop and submit to the Committees on Appropria-
25 tions and Energy and Natural Resources of the Senate

1 and the Committees on Appropriations and Natural Re-
2 sources of the House of Representatives a report on op-
3 tions for providing access that—

4 (1) identifies how public access and egress
5 could reasonably be provided to the legal boundaries
6 of the land in a manner that minimizes the impact
7 on wildlife habitat and water quality;

8 (2) specifies the steps recommended to secure
9 the access and egress, including acquiring an ease-
10 ment, right-of-way, or fee title from a willing owner
11 of any land that abuts the land or the need to co-
12 ordinate with State land management agencies or
13 other Federal, State, or tribal governments to allow
14 for such access and egress; and

15 (3) is consistent with the travel management
16 plan in effect on the land.

17 (d) PROTECTION OF PERSONALLY IDENTIFYING IN-
18 FORMATION.—In making the priority list and report pre-
19 pared under subsections (b) and (c) available, the Sec-
20 retary shall ensure that no personally identifying informa-
21 tion is included, such as names or addresses of individuals
22 or entities.

23 (e) WILLING OWNERS.—For purposes of providing
24 any permits to, or entering into agreements with, a State,
25 local, or tribal government or private landowner with re-

1 spect to the use of land under the jurisdiction of the gov-
2 ernment or landowner, the Secretary shall not take into
3 account whether the State, local, or tribal government or
4 private landowner has granted or denied public access or
5 egress to the land.

6 (f) MEANS OF PUBLIC ACCESS AND EGRESS IN-
7 CLUDED.—In considering public access and egress under
8 subsections (b) and (c), the Secretary shall consider public
9 access and egress to the legal boundaries of the land de-
10 scribed in those subsections, including access and egress—

- 11 (1) by motorized or non-motorized vehicles; and
12 (2) on foot or horseback.

13 (g) EFFECT.—

14 (1) IN GENERAL.—This section shall have no
15 effect on whether a particular recreational use shall
16 be allowed on the land included in a priority list
17 under this section.

18 (2) EFFECT OF ALLOWABLE USES ON AGENCY
19 CONSIDERATION.—In preparing the priority list
20 under subsection (b), the Secretary shall only con-
21 sider recreational uses that are allowed on the land
22 at the time that the priority list is prepared.

1 **SEC. 207. AMENDMENTS TO THE FEDERAL LAND TRANS-**
2 **ACTION FACILITATION ACT.**

3 (a) IN GENERAL.—The Federal Land Transaction
4 Facilitation Act (43 U.S.C. 2301 et seq.) is amended—

5 (1) in section 203(2) (43 U.S.C. 2302(2)), in
6 the matter preceding subparagraph (A), by striking
7 “on the date of enactment of this Act was” and in-
8 serting “is”;

9 (2) in section 205 (43 U.S.C. 2304)—

10 (A) in subsection (a), by striking “(as in
11 effect on the date of enactment of this Act)”;

12 and

13 (B) by striking subsection (d);

14 (3) in section 206 (43 U.S.C. 2305), by striking
15 subsection (f); and

16 (4) in section 207(b) (43 U.S.C. 2306(b))—

17 (A) in paragraph (1)—

18 (i) by striking “96–568” and insert-
19 ing “96–586”; and

20 (ii) by striking “or” at the end;

21 (B) in paragraph (2)—

22 (i) by inserting “Public Law 105–
23 263;” before “112 Stat.”; and

24 (ii) by striking the period at the end
25 and inserting a semicolon; and

26 (C) by adding at the end the following:

1 “(3) the White Pine County Conservation,
2 Recreation, and Development Act of 2006 (Public
3 Law 109–432; 120 Stat. 3028);

4 “(4) the Lincoln County Conservation, Recre-
5 ation, and Development Act of 2004 (Public Law
6 108–424; 118 Stat. 2403);

7 “(5) subtitle F of title I of the Omnibus Public
8 Land Management Act of 2009 (Public Law 111–
9 11; 123 Stat. 1032);

10 “(6) subtitle O of title I of the Omnibus Public
11 Land Management Act of 2009 (Public Law 111–
12 11; 123 Stat. 1075);

13 “(7) section 2601 of the Omnibus Public Land
14 Management Act of 2009 (Public Law 111–11; 123
15 Stat. 1108); or

16 “(8) section 2606 of the Omnibus Public Land
17 Management Act of 2009 (Public Law 111–11; 123
18 Stat. 1121).”.

19 (b) TRANSFER OF FUNDS TO TREASURY.—Of the
20 amounts deposited in the Federal Land Disposal Account
21 established by section 206 of the Federal Land Trans-
22 action Facilitation Act (43 U.S.C. 2305), there shall be
23 transferred to the general fund of the Treasury
24 \$1,000,000 for each of fiscal years 2018 through 2027.

1 **TITLE III—FILMING ON FED-**
2 **ERAL LAND MANAGEMENT**
3 **AGENCY LAND**

4 **SEC. 301. COMMERCIAL FILMING.**

5 (a) IN GENERAL.—Section 1 of Public Law 106–206
6 (16 U.S.C. 460l–6d) is amended—

7 (1) by redesignating subsections (a) through (f)
8 as subsections (b) through (g), respectively;

9 (2) by inserting before subsection (b) (as so re-
10 designated) the following:

11 “(a) DEFINITION OF SECRETARY.—The term ‘Sec-
12 retary’ means the Secretary of the Interior or the Sec-
13 retary of Agriculture, as applicable, with respect to land
14 under the respective jurisdiction of the Secretary.”;

15 (3) in subsection (b) (as so redesignated)—

16 (A) in paragraph (1)—

17 (i) in the first sentence—

18 (I) by striking “of the Interior or
19 the Secretary of Agriculture (here-
20 after individually referred to as the
21 ‘Secretary’ with respect to land (ex-
22 cept land in a System unit as defined
23 in section 100102 of title 54, United
24 States Code) under their respective
25 jurisdictions)”;

1 (II) by striking “or similar
2 projects”;

3 (ii) in subparagraph (A), by striking
4 “or similar project”; and

5 (iii) in subparagraph (B), by inserting
6 “, except in the case of film crews of 3 or
7 fewer individuals” before the period at the
8 end; and

9 (B) by adding at the end the following:

10 “(3) FEE SCHEDULE.—Not later than 180 days
11 after the date of enactment of the Sportsmen’s Act,
12 to enhance consistency in the management of Fed-
13 eral land, the Secretaries shall publish a single joint
14 land use fee schedule for commercial filming and
15 still photography.”;

16 (4) in subsection (c) (as so redesignated), in the
17 second sentence, by striking “subsection (a)” and in-
18 serting “subsection (b)”;

19 (5) in subsection (d) (as so redesignated), in
20 the heading, by inserting “Commercial” before
21 “Still”;

22 (6) in paragraph (1) of subsection (f) (as so re-
23 designated), by inserting “in accordance with the
24 Federal Lands Recreation Enhancement Act (16

1 U.S.C. 6801 et seq.),” after “without further appro-
2 priation,”;

3 (7) in subsection (g) (as so redesignated)—

4 (A) by striking “The Secretary shall” and
5 inserting the following:

6 “(1) IN GENERAL.—The Secretary shall”; and

7 (B) by adding at the end the following:

8 “(2) CONSIDERATIONS.—The Secretary shall
9 not consider subject matter or content as a criterion
10 for issuing or denying a permit under this Act.”;
11 and

12 (8) by adding at the end the following:

13 “(h) EXEMPTION FROM COMMERCIAL FILMING OR
14 STILL PHOTOGRAPHY PERMITS AND FEES.—The Sec-
15 retary shall not require persons holding commercial use
16 authorizations or special recreation permits to obtain an
17 additional permit or pay a fee for commercial filming or
18 still photography under this Act if the filming or photog-
19 raphy conducted is—

20 “(1) incidental to the permitted activity that is
21 the subject of the commercial use authorization or
22 special recreation permit; and

23 “(2) the holder of the commercial use author-
24 ization or special recreation permit is an individual
25 or small business concern (within the meaning of

1 section 3 of the Small Business Act (15 U.S.C.
2 632)).

3 “(i) EXCEPTION FROM CERTAIN FEES.—Commercial
4 filming or commercial still photography shall be exempt
5 from fees under this Act, but not from recovery of costs
6 under subsection (c), if the activity—

7 “(1) is conducted by an entity that is a small
8 business concern (within the meaning of section 3 of
9 the Small Business Act (15 U.S.C. 632));

10 “(2) is conducted by a crew of not more than
11 3 individuals; and

12 “(3) uses only a camera and tripod.

13 “(j) APPLICABILITY TO NEWS GATHERING ACTIVI-
14 TIES.—

15 “(1) IN GENERAL.—News gathering shall not
16 be considered a commercial activity.

17 “(2) INCLUDED ACTIVITIES.—In this sub-
18 section, the term ‘news gathering’ includes, at a
19 minimum, the gathering, recording, and filming of
20 news and information related to news in any me-
21 dium.”.

22 (b) CONFORMING AMENDMENTS.—Chapter 1009 of
23 title 54, United States Code, is amended—

24 (1) by striking section 100905; and

1 (2) in the table of sections for chapter 1009 of
2 title 54, United States Code, by striking the item re-
3 lating to section 100905.

4 **TITLE IV—WILDLIFE AND**
5 **HABITAT CONSERVATION**

6 **SEC. 401. AMENDMENTS TO PITTMAN-ROBERTSON WILD-**
7 **LIFE RESTORATION ACT.**

8 (a) **PURPOSE.**—The purpose of this section is to fa-
9 cilitate the construction and expansion of public target
10 ranges, including ranges on Federal land managed by the
11 Forest Service and the Bureau of Land Management.

12 (b) **DEFINITION OF PUBLIC TARGET RANGE.**—In
13 this section, the term “public target range” means a spe-
14 cific location that—

15 (1) is identified by a governmental agency for
16 recreational shooting;

17 (2) is open to the public;

18 (3) may be supervised; and

19 (4) may accommodate archery or rifle, pistol, or
20 shotgun shooting.

21 (c) **AMENDMENTS TO PITTMAN-ROBERTSON WILD-**
22 **LIFE RESTORATION ACT.**—

23 (1) **DEFINITIONS.**—Section 2 of the Pittman-
24 Robertson Wildlife Restoration Act (16 U.S.C.
25 669a) is amended—

1 (A) by redesignating paragraphs (2)
2 through (8) as paragraphs (3) through (9), re-
3 spectively; and

4 (B) by inserting after paragraph (1) the
5 following:

6 “(2) the term ‘public target range’ means a
7 specific location that—

8 “(A) is identified by a governmental agen-
9 cy for recreational shooting;

10 “(B) is open to the public;

11 “(C) may be supervised; and

12 “(D) may accommodate archery or rifle,
13 pistol, or shotgun shooting;”.

14 (2) EXPENDITURES FOR MANAGEMENT OF
15 WILDLIFE AREAS AND RESOURCES.—Section 8(b) of
16 the Pittman-Robertson Wildlife Restoration Act (16
17 U.S.C. 669g(b)) is amended—

18 (A) by striking “(b) Each State” and in-
19 serting the following:

20 “(b) EXPENDITURES FOR MANAGEMENT OF WILD-
21 LIFE AREAS AND RESOURCES.—

22 “(1) IN GENERAL.—Except as provided in para-
23 graph (2), each State”;

1 (B) in paragraph (1) (as so designated), by
2 striking “construction, operation,” and insert-
3 ing “operation”;

4 (C) in the second sentence, by striking
5 “The non-Federal share” and inserting the fol-
6 lowing:

7 “(3) NON-FEDERAL SHARE.—The non-Federal
8 share”;

9 (D) in the third sentence, by striking “The
10 Secretary” and inserting the following:

11 “(4) REGULATIONS.—The Secretary”; and

12 (E) by inserting after paragraph (1) (as
13 designated by subparagraph (A)) the following:

14 “(2) EXCEPTION.—Notwithstanding the limita-
15 tion described in paragraph (1), a State may pay up
16 to 90 percent of the cost of acquiring land for, ex-
17 panding, or constructing a public target range.”.

18 (3) FIREARM AND BOW HUNTER EDUCATION
19 AND SAFETY PROGRAM GRANTS.—Section 10 of the
20 Pittman-Robertson Wildlife Restoration Act (16
21 U.S.C. 669h-1) is amended—

22 (A) in subsection (a), by adding at the end
23 the following:

24 “(3) ALLOCATION OF ADDITIONAL AMOUNTS.—
25 Of the amount apportioned to a State for any fiscal

1 year under section 4(b), the State may elect to allo-
2 cate not more than 10 percent, to be combined with
3 the amount apportioned to the State under para-
4 graph (1) for that fiscal year, for acquiring land for,
5 expanding, or constructing a public target range.”;

6 (B) by striking subsection (b) and insert-
7 ing the following:

8 “(b) COST SHARING.—

9 “(1) IN GENERAL.—Except as provided in para-
10 graph (2), the Federal share of the cost of any activ-
11 ity carried out using a grant under this section shall
12 not exceed 75 percent of the total cost of the activ-
13 ity.

14 “(2) PUBLIC TARGET RANGE CONSTRUCTION OR
15 EXPANSION.—The Federal share of the cost of ac-
16 quiring land for, expanding, or constructing a public
17 target range in a State on Federal or non-Federal
18 land pursuant to this section or section 8(b) shall
19 not exceed 90 percent of the cost of the activity.”;
20 and

21 (C) in subsection (c)(1)—

22 (i) by striking “Amounts made” and
23 inserting the following:

24 “(A) IN GENERAL.—Except as provided in
25 subparagraph (B), amounts made”; and

1 (ii) by adding at the end the fol-
2 lowing:

3 “(B) EXCEPTION.—Amounts provided for
4 acquiring land for, constructing, or expanding a
5 public target range shall remain available for
6 expenditure and obligation during the 5-fiscal-
7 year period beginning on October 1 of the first
8 fiscal year for which the amounts are made
9 available.”.

10 (d) SENSE OF CONGRESS REGARDING COOPERA-
11 TION.—It is the sense of Congress that, consistent with
12 applicable laws (including regulations), the Secretary and
13 the Secretary of Agriculture should cooperate with State
14 and local authorities and other entities to carry out waste
15 removal and other activities on any Federal land used as
16 a public target range to encourage continued use of that
17 land for target practice or marksmanship training.

18 **SEC. 402. WILDLIFE AND HUNTING HERITAGE CONSERVA-**
19 **TION COUNCIL ADVISORY COMMITTEE.**

20 The Fish and Wildlife Coordination Act (16 U.S.C.
21 661 et seq.) is amended by adding at the end the fol-
22 lowing:

1 **“SEC. 10. WILDLIFE AND HUNTING HERITAGE CONSERVA-**
2 **TION COUNCIL ADVISORY COMMITTEE.**

3 “(a) ESTABLISHMENT.—There is established the
4 Wildlife and Hunting Heritage Conservation Council Advi-
5 sory Committee (referred to in this section as the ‘Advi-
6 sory Committee’) to advise the Secretary of the Interior
7 and the Secretary of Agriculture (referred to in this sec-
8 tion as the ‘Secretaries’) on wildlife and habitat conserva-
9 tion, hunting, and recreational shooting.

10 “(b) DUTIES OF THE ADVISORY COMMITTEE.—The
11 Advisory Committee shall advise the Secretaries regard-
12 ing—

13 “(1) implementation of the ‘Recreational Hunt-
14 ing and Wildlife Resource Conservation Plan-A Ten-
15 Year Plan for Implementation’ and any successor
16 plans, in accordance with Executive Order 13443
17 (16 U.S.C. 661 note; relating to facilitation of hunt-
18 ing heritage and wildlife conservation);

19 “(2) increasing public awareness of, and sup-
20 port for, the Wildlife Restoration Program;

21 “(3) fostering wildlife and habitat conservation
22 and ethics in hunting and shooting sports recreation;

23 “(4) stimulating the participation of sportsmen
24 and sportswomen in the conservation and manage-
25 ment of wildlife and habitat resources through out-
26 reach and education;

1 “(5) fostering communication and coordination
2 among—

3 “(A) the Federal Government and State
4 and tribal governments;

5 “(B) industry;

6 “(C) sportsmen and sportswomen who
7 hunt and shoot;

8 “(D) wildlife and habitat conservation and
9 management organizations; and

10 “(E) the public;

11 “(6) providing appropriate access to Federal
12 land for recreational shooting and hunting; and

13 “(7) recommendations to improve implementa-
14 tion of Federal conservation programs that benefit
15 wildlife, hunting, and outdoor recreation on private
16 land.

17 “(c) MEMBERSHIP.—

18 “(1) APPOINTMENT.—

19 “(A) IN GENERAL.—The Advisory Com-
20 mittee shall consist of not more than 16 discre-
21 tionary members and 7 ex officio members.

22 “(B) EX OFFICIO MEMBERS.—The ex offi-
23 cio members are—

1 “(i) the Director of the United States
2 Fish and Wildlife Service or a designated
3 representative of the Director;

4 “(ii) the Director of the Bureau of
5 Land Management or a designated rep-
6 resentative of the Director;

7 “(iii) the Director of the National
8 Park Service or a designated representa-
9 tive of the Director;

10 “(iv) the Chief of the Forest Service
11 or a designated representative of the Chief;

12 “(v) the Chief of the Natural Re-
13 sources Conservation Service or a des-
14 ignated representative of the Chief;

15 “(vi) the Administrator of the Farm
16 Service Agency or a designated representa-
17 tive of the Administrator; and

18 “(vii) the Executive Director of the
19 Association of Fish and Wildlife Agencies.

20 “(C) DISCRETIONARY MEMBERS.—The dis-
21 cretionary members shall be appointed jointly
22 by the Secretaries from at least 1 of each of the
23 following:

24 “(i) State fish and wildlife manage-
25 ment agencies.

1 “(ii) Wildlife and habitat conservation
2 management organizations.

3 “(iii) Game bird hunting organiza-
4 tions.

5 “(iv) Waterfowl hunting organiza-
6 tions.

7 “(v) Big game hunting organizations.

8 “(vi) The tourism, outfitter, or guid-
9 ing industry relating to hunting, fishing,
10 and shooting sports.

11 “(vii) The hunting or shooting equip-
12 ment retail industry.

13 “(viii) Tribal resource management
14 organizations.

15 “(ix) Hunting, shooting, and fishing
16 sports outreach and education organiza-
17 tions.

18 “(x) Women’s hunting and fishing ad-
19 vocacy, outreach, or education organiza-
20 tions.

21 “(xi) Minority hunting and fishing ad-
22 vocacy, outreach, or education organiza-
23 tions.

24 “(xii) Veterans service organizations.

25 “(2) TERMS.—

1 “(A) IN GENERAL.—Except as provided in
2 subparagraph (B), members of the Advisory
3 Committee shall be appointed for a term of 4
4 years. Members shall not be appointed for more
5 than 3 consecutive or nonconsecutive terms.

6 “(B) TERMS OF INITIAL APPOINTEES.—As
7 designated by the Secretaries at the time of ap-
8 pointment, of the members first appointed—

9 “(i) 6 members shall be appointed for
10 a term of 4 years;

11 “(ii) 5 members shall be appointed for
12 a term of 3 years; and

13 “(iii) 5 members shall be appointed
14 for a term of 2 years.

15 “(3) PRESERVATION OF PUBLIC ADVISORY STA-
16 TUS.—No individual may be appointed as a discre-
17 tionary member of the Advisory Committee while
18 serving as an officer or employee of the Federal
19 Government.

20 “(4) VACANCY AND REMOVAL.—

21 “(A) IN GENERAL.—Any vacancy on the
22 Advisory Committee shall be filled in the man-
23 ner in which the original appointment was
24 made.

1 “(B) REMOVAL.—Advisory Committee
2 members shall serve at the discretion of the
3 Secretaries and may be removed at any time for
4 good cause.

5 “(5) CONTINUATION OF SERVICE.—Each ap-
6 pointed member may continue to serve after the ex-
7 piration of the term of office to which such member
8 was appointed until a successor has been appointed.

9 “(6) CHAIRPERSON.—The Chairperson of the
10 Advisory Committee shall be appointed for a 3-year
11 term by the Secretaries, jointly, from among the
12 members of the Advisory Committee. An individual
13 may not be appointed as Chairperson for more than
14 2 consecutive or nonconsecutive terms.

15 “(7) COMPENSATION.—Members of the Advi-
16 sory Committee shall serve without compensation.

17 “(8) TRAVEL EXPENSES.—Members of the Ad-
18 visory Committee may be allowed travel expenses, in-
19 cluding per diem in lieu of subsistence, at rates au-
20 thorized for an employee of an agency under sub-
21 chapter I of chapter 57 of title 5, United States
22 Code, while away from the home or regular place of
23 business of the member in the performance of duties
24 of the Advisory Committee.

25 “(9) MEETINGS.—

1 “(A) IN GENERAL.—The Advisory Com-
2 mittee shall meet at the call of the chairperson,
3 but not less frequently than twice annually.

4 “(B) OPEN MEETINGS.—Each meeting of
5 the Advisory Committee shall be open to the
6 public.

7 “(C) PRIOR NOTICE OF MEETINGS.—Time-
8 ly notice of each meeting of the Advisory Com-
9 mittee shall be published in the Federal Reg-
10 ister and be submitted to trade publications and
11 publications of general circulation.

12 “(D) SUBGROUPS.—The Advisory Com-
13 mittee may establish such workgroups or sub-
14 groups as the Advisory Committee deems nec-
15 essary for the purpose of compiling information
16 or conducting research.

17 “(10) QUORUM.—A majority of the members of
18 the Advisory Committee shall constitute a quorum.

19 “(d) EXPENSES, ADMINISTRATIVE SUPPORT, TECH-
20 NICAL SERVICES, AND ADVICE.—The Secretaries may
21 provide for expenses, administrative support, technical
22 services, and advice to the Advisory Committee that the
23 Secretaries determine to be appropriate.

24 “(e) ANNUAL REPORT.—

1 “(1) REQUIRED.—Not later than September 30
2 of each year, the Advisory Committee shall submit
3 a report to the Secretaries, the Committee on Nat-
4 ural Resources and the Committee on Agriculture of
5 the House of Representatives, and the Committee on
6 Energy and Natural Resources and the Committee
7 on Agriculture, Nutrition, and Forestry of the Sen-
8 ate.

9 “(2) CONTENTS.—The report required under
10 paragraph (1) shall describe—

11 “(A) the activities of the Advisory Com-
12 mittee during the preceding year;

13 “(B) the reports and recommendations
14 made by the Advisory Committee to the Secre-
15 taries during the preceding year; and

16 “(C) an accounting of actions taken by the
17 Secretaries as a result of the recommendations.

18 “(f) FEDERAL ADVISORY COMMITTEE ACT.—The
19 Advisory Committee shall be exempt from the Federal Ad-
20 visory Committee Act (5 U.S.C. App.).”.

1 **TITLE V—BOWS AND WILDLIFE**
2 **MANAGEMENT**

3 **SEC. 501. BOWS IN PARKS.**

4 (a) IN GENERAL.—Chapter 1049 of title 54, United
5 States Code, is amended by adding at the end the fol-
6 lowing:

7 **“§ 104908. Bows in parks**

8 “(a) DEFINITION OF NOT READY FOR IMMEDIATE
9 USE.—The term ‘not ready for immediate use’ means—

10 “(1) a bow or crossbow, the arrows of which are
11 secured or stowed in a quiver or other arrow trans-
12 port case; and

13 “(2) with respect to a crossbow, uncocked.

14 “(b) VEHICULAR TRANSPORTATION AUTHORIZED.—
15 The Director shall not promulgate or enforce any regula-
16 tion that prohibits an individual from transporting bows
17 and crossbows that are not ready for immediate use across
18 any System unit in the vehicle of the individual if—

19 “(1) the individual is not otherwise prohibited
20 by law from possessing the bows and crossbows;

21 “(2) the bows or crossbows that are not ready
22 for immediate use remain inside the vehicle of the
23 individual throughout the period during which the
24 bows or crossbows are transported across System
25 land; and

1 “(3) the possession of the bows and crossbows
2 is in compliance with the law of the State in which
3 the System unit is located.”.

4 (b) CLERICAL AMENDMENT.—The table of sections
5 for chapter 1049 of title 54, United States Code, is
6 amended by inserting after the item relating to section
7 104907 the following:

“104908. Bows in parks.”.

8 **SEC. 502. WILDLIFE MANAGEMENT IN PARKS.**

9 (a) IN GENERAL.—Chapter 1049 of title 54, United
10 States Code (as amended by section 501(a)), is amended
11 by adding at the end the following:

12 **“§ 104909. Wildlife management in parks**

13 “(a) USE OF QUALIFIED VOLUNTEERS.—If the Sec-
14 retary determines it is necessary to reduce the size of a
15 wildlife population on System land in accordance with ap-
16 plicable law (including regulations), the Secretary may use
17 qualified volunteers to assist in carrying out wildlife man-
18 agement on System land.

19 “(b) REQUIREMENTS FOR QUALIFIED VOLUN-
20 TEERS.—Qualified volunteers providing assistance under
21 subsection (a) shall be subject to—

22 “(1) any training requirements or qualifications
23 established by the Secretary; and

24 “(2) any other terms and conditions that the
25 Secretary may require.

1 “(c) DONATIONS.—The Secretary may authorize the
2 donation and distribution of meat from wildlife manage-
3 ment activities carried out under this section, including
4 the donation and distribution to Indian tribes, qualified
5 volunteers, food banks, and other organizations that work
6 to address hunger, in accordance with applicable health
7 guidelines and such terms and conditions as the Secretary
8 may require.”.

9 (b) CLERICAL AMENDMENT.—The table of sections
10 for chapter 1049 of title 54 (as amended by section
11 501(b)), United States Code, is amended by inserting
12 after the item relating to section 104908 the following:

“104909. Wildlife management in parks.”.

13 **TITLE VI—MISCELLANEOUS**

14 **SEC. 601. RESPECT FOR TREATIES AND RIGHTS.**

15 Nothing in this Act or the amendments made by this
16 Act—

17 (1) affects or modifies any treaty or other right
18 of any federally recognized Indian tribe; or

19 (2) modifies any provision of Federal law relat-
20 ing to migratory birds or to endangered or threat-
21 ened species.

22 **SEC. 602. NO PRIORITY.**

23 Nothing in this Act or the amendments made by this
24 Act provides a preference to hunting, fishing, or rec-

1 reational shooting over any other use of Federal land or
2 water.

3 **SEC. 603. STATE AUTHORITY FOR FISH AND WILDLIFE.**

4 Nothing in this Act—

5 (1) authorizes the Secretary of Agriculture or
6 the Secretary to require Federal licenses or permits
7 to hunt and fish on Federal land; or

8 (2) enlarges or diminishes the responsibility or
9 authority of States with respect to fish and wildlife
10 management.