

AMENDMENTS

1982—Pub. L. 97-396 struck out “, out of funds available for the administration of this chapter” after “shall conduct”, and substituted “December 31, 1984” for “the expiration of the 30-month period following the date of enactment of this Act [Sept. 29, 1980]” after “On or before”.

ABOLITION OF HOUSE COMMITTEE ON MERCHANT MARINE AND FISHERIES

Committee on Merchant Marine and Fisheries of House of Representatives abolished and its jurisdiction transferred by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995. Committee on Merchant Marine and Fisheries of House of Representatives treated as referring to Committee on Resources of House of Representatives in case of provisions relating to fisheries, wildlife, international fishing agreements, marine affairs (including coastal zone management) except for measures relating to oil and other pollution of navigable waters, or oceanography by section 1(b)(3) of Pub. L. 104-14, set out as a note preceding section 21 of Title 2, The Congress.

§ 2912. Federal conservation of migratory nongame birds**(a) Conservation activities**

The Secretary shall undertake the following research and conservation activities, in coordination with other Federal, State, international and private organizations, to assist in fulfilling his responsibilities to conserve migratory nongame birds under existing authorities provided by the Migratory Bird Treaty Act and Migratory Bird Conservation Act (16 U.S.C. 701-715) and section 8A(e) of the Endangered Species Act [16 U.S.C. 1537a(e)] implementing the Convention on Nature Protection and Wildlife Preservation in the Western Hemisphere:

(1) monitor and assess population trends and status of species, subspecies, and populations of all migratory nongame birds;

(2) identify the effects of environmental changes and human activities on species, subspecies, and populations of all migratory nongame birds;

(3) identify species, subspecies, and populations of all migratory nongame birds that, without additional conservation actions, are likely to become candidates for listing under the Endangered Species Act of 1973, as amended (16 U.S.C. 1531-1543);

(4) identify conservation actions to assure that species, subspecies, and populations of migratory nongame birds identified under paragraph (3) do not reach the point at which the measures provided pursuant to the Endangered Species Act of 1973, as amended (16 U.S.C. 1531-1543) become necessary; and

(5) identify lands and waters in the United States and other nations in the Western Hemisphere whose protection, management, or acquisition will foster the conservation of species, subspecies, and populations of migratory nongame birds, including those identified in paragraph (3).

(b) Reports

Within one year after November 14, 1988, and at five-year intervals thereafter, the Secretary shall prepare a report that presents the results of the activities taken pursuant to subsection (a) of this section and that describes any efforts

to carry out those conservation actions identified pursuant to paragraph (4) of subsection (a) of this section. Such reports shall be submitted to the Committee on Environment and Public Works of the United States Senate and to the Committee on Merchant Marine and Fisheries of the United States House of Representatives.

(Pub. L. 96-366, §13, as added Pub. L. 100-653, title VIII, §802, Nov. 14, 1988, 102 Stat. 3833; amended Pub. L. 101-233, §16(b), Dec. 13, 1989, 103 Stat. 1977.)

REFERENCES IN TEXT

The Migratory Bird Treaty Act, referred to in subsec. (a), is act July 3, 1918, ch. 128, 40 Stat. 755, as amended, which is classified generally to subchapter II (§703 et seq.) of chapter 7 of this title. For complete classification of this Act to the Code, see section 710 of this title and Tables.

The Migratory Bird Conservation Act, referred to in subsec. (a), is act Feb. 18, 1929, ch. 257, 45 Stat. 1222, as amended, which is classified generally to subchapter III (§715 et seq.) of chapter 7 of this title. For complete classification of this Act to the Code, see section 715 of this title and Tables.

The Endangered Species Act of 1973, referred to in subsec. (a)(3), (4), is Pub. L. 93-205, Dec. 28, 1973, 87 Stat. 884, as amended, which is classified generally to chapter 35 (§1531 et seq.) of this title. For complete classification of this Act to the Code, see Short Title note set out under section 1531 of this title and Tables.

CODIFICATION

November 14, 1988, referred to in subsec. (b), was in the original “the date of enactment of this Act” which was translated as meaning the date of enactment of Pub. L. 100-653, which enacted this section, to reflect the probable intent of Congress.

AMENDMENTS

1989—Subsec. (a)(5). Pub. L. 101-233 added par. (5).

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CHAPTER 50—CHESAPEAKE BAY RESEARCH COORDINATION**§§ 3001 to 3007. Omitted**

CODIFICATION

Sections 3001 to 3007 were omitted pursuant to section 3007 which provided that this chapter terminated Sept. 30, 1984.

Section 3001, Pub. L. 96-460, §2, Oct. 15, 1980, 94 Stat. 2044, stated the Congressional findings and purposes for this chapter.

Section 3002, Pub. L. 96-460, §3, Oct. 15, 1980, 94 Stat. 2045, defined terms for the purposes of this chapter.

Section 3003, Pub. L. 96-460, §4, Oct. 15, 1980, 94 Stat. 2045, required the Secretary of Commerce to establish in the Department of Commerce an office for Chesapeake Bay Research Coordination.

Section 3004, Pub. L. 96-460, §5, Oct. 15, 1980, 94 Stat. 2046, established the Chesapeake Bay Research Board.

Section 3005, Pub. L. 96-460, §6, Oct. 15, 1980, 94 Stat. 2047, authorized appropriations to carry out the purposes of this chapter.

Section 3006, Pub. L. 96-460, §7, Oct. 15, 1980, 94 Stat. 2047, established the relationship between this chapter and existing Federal, State, and local authority.

Section 3007, Pub. L. 96-460, §8, Oct. 15, 1980, 94 Stat. 2048, provided that this chapter and the authority conferred by it would terminate Sept. 30, 1984.

SHORT TITLE

Section 1 of Pub. L. 96-460 provided that this chapter may be cited as the "Chesapeake Bay Research Coordination Act of 1980".

CHAPTER 51—ALASKA NATIONAL INTEREST LANDS CONSERVATION

SUBCHAPTER I—GENERAL PROVISIONS

- Sec.
3101. Congressional statement of purpose.
- (a) Establishment of units.
 - (b) Preservation and protection of scenic, geological, etc., values.
 - (c) Subsistence way of life for rural residents.
 - (d) Need for future legislation obviated.
3102. Definitions.
3103. Maps.
- (a) Filing and availability for inspection; discrepancies; coastal areas.
 - (b) Changes in land management status; publication in Federal Register; filing; clerical errors; boundary features and adjustments.
 - (c) Lands included within unit; acquisition of land by Secretary.

SUBCHAPTER II—SUBSISTENCE MANAGEMENT AND USE

3111. Congressional declaration of findings.
3112. Congressional statement of policy.
3113. Definitions.
3114. Preference for subsistence uses.
3115. Local and regional participation.
- (a) Establishment of subsistence resources regions, local advisory committees, and regional advisory councils; membership, duties, and authority of regional advisory councils.
 - (b) Assignment of staff and distribution of data.
 - (c) Consideration of reports and recommendations of regional advisory councils.
 - (d) Superseding by enactment and implementation of State laws governing State responsibility; consideration of recommendations by State rule-making authority.
 - (e) Reimbursement to State; limitation; report to Congress.
3116. Federal monitoring; reports to State and Congressional committees.
3117. Judicial enforcement.
- (a) Exhaustion of administrative remedies; civil action; parties; preliminary injunctive relief; other relief; costs and attorney's fees.
 - (b) Repealed.
 - (c) Section as sole Federal judicial remedy.
3118. Park and park monument subsistence resource commissions.
- (a) Appointment of members; development of subsistence hunting program; annual review of program.
 - (b) Implementation of subsistence hunting program.

- Sec.
- (c) Subsistence uses prior to implementation of subsistence hunting program.
3119. Cooperative agreements.
3120. Subsistence and land use decisions.
- (a) Factors considered; requirements.
 - (b) Environmental impact statement.
 - (c) State or Native Corporation land selections and conveyances.
 - (d) Management or disposal of lands.
3121. Rural residents engaged in subsistence uses.
- (a) Access to subsistence resources.
 - (b) Use of snowmobiles, motorboats, or other means of surface transportation.
3122. Research.
3123. Periodic reports.
3124. Regulations.
3125. Limitations and savings clauses.
3126. Closure to subsistence uses.
- (a) National parks and park monuments in Alaska; authorization of subsistence uses and sport fishing.
 - (b) Closure for public safety, administration, or the continued viability of fish and wildlife population.
- #### SUBCHAPTER III—FEDERAL NORTH SLOPE LANDS STUDIES, OIL AND GAS LEASING PROGRAM AND MINERAL ASSESSMENTS
3141. Overall study program.
- (a) Area designated.
 - (b) Purposes.
 - (c) Findings.
 - (d) Consultations; opportunity for public review and comment.
 - (e) Report to President and Congress; annual report to Congress.
 - (f) Selection and conveyance of land by State and Natives unaffected.
3142. Arctic National Wildlife Refuge coastal plain resource assessment.
- (a) Purpose.
 - (b) Definitions.
 - (c) Baseline study.
 - (d) Guidelines.
 - (e) Exploration plans.
 - (f) Modification to exploration plans.
 - (g) Civil penalties.
 - (h) Report to Congress.
 - (i) Effect of other laws.
3143. Production of oil and gas from Arctic National Wildlife Refuge prohibited.
3144. Wilderness portion of study.
- (a) Suitability of lands for preservation as wilderness; report to President.
 - (b) Presidential recommendations to Congress.
 - (c) Preservation of wilderness character and potential.
3145. Wildlife resources portion of study and impact of potential oil spills in Arctic Ocean.
- (a) Wildlife resources.
 - (b) Oil spills.
 - (c) Treaty negotiations.
 - (d) Report to Congress.
3146. Transportation alternatives portion of study.
3147. Arctic research study.
- (a) Mission, facilities, and administration of Naval Arctic Research Laboratory.
 - (b) Assessment of future uses of NARL.
 - (c) Recommendations.
 - (d) Consultations; opportunity for public review and comment.
 - (e) Submission of study to Congress.
 - (f) Continuation of level of funding for NARL.
3148. Oil and gas leasing program for non-North Slope Federal lands.