H. R. 115TH CONGRESS
1ST SESSION

To amend the Endangered Species Act of 1973 to require making available to States affected by determinations that species are endangered species or threatened species all data that is the basis of such determinations, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. Newhouse introduced the following bill; which was referred to the Committee on _____________________

A BILL

To amend the Endangered Species Act of 1973 to require making available to States affected by determinations that species are endangered species or threatened species all data that is the basis of such determinations, 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.

4 This Act may be cited as the “State, Tribal, and
5 Local Species Transparency and Recovery Act”.

[114H2352] (Original Signature of Member)
SEC. 2. DECISIONAL TRANSPARENCY AND USE OF STATE, TRIBAL, AND LOCAL INFORMATION.

(a) Requiring Decisional Transparency With Affected States.—Section 6(a) of the Endangered Species Act of 1973 (16 U.S.C. 1535(a)) is amended—

(1) by inserting “(1)” before the first sentence;

and

(2) by striking “Such cooperation shall include” and inserting the following:

“(2) Such cooperation shall include—

“(A) before making a determination under section 4(a), providing to States affected by such determination all data that is the basis of the determination; and

“(B)”.

(b) Ensuring Use of State, Tribal, and Local Information.—

(1) In General.—Section 3 of the Endangered Species Act of 1973 (16 U.S.C. 1532) is amended—

(A) by redesignating paragraphs (2) through (21) as paragraphs (3) through (22), respectively; and

(B) by inserting after paragraph (1) the following:
“(2) The term ‘best scientific and commercial data available’ includes all such data submitted by a State, tribal, or county government.”.

(2) CONFORMING AMENDMENT.—Section 7(n) of such Act (16 U.S.C. 1536(n)) is amended by striking “section 3(13)” and inserting “section 3(14)”.