

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 2406
OFFERED BY MR. BEYER OF VIRGINIA**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Authorizing Critical
3 Conservation and Enabling Sportsmen and Sportswomen
4 Act of 2015” or the “ACCESS Act”.

5 SEC. 2. TABLE OF CONTENTS.

6 The table of contents for this Act is as follows:

Sec. 1. Short title.
Sec. 2. Table of contents.

TITLE I—PERMANENT REAUTHORIZATION OF LAND AND WATER
CONSERVATION FUND

Sec. 101. Permanent reauthorization of Land and Water Conservation Fund.

TITLE II—NORTH AMERICAN WETLANDS CONSERVATION
EXTENSION

Sec. 201. Short title.
Sec. 202. Authorization of appropriations.

TITLE III—FEDERAL LAND TRANSACTION FACILITATION ACT
REAUTHORIZATION

Sec. 301. Short title.
Sec. 302. Federal land transaction facilitation act.

TITLE IV—PARTNERS FOR FISH AND WILDLIFE

Sec. 401. Partners for Fish and Wildlife Act.

TITLE V—NATIONAL FISH AND WILDLIFE FOUNDATION
REAUTHORIZATION

Sec. 501. Short title.

Sec. 502. Authorization of appropriations.

TITLE VI—REAUTHORIZATION OF NEOTROPICAL MIGRATORY BIRD CONSERVATION

Sec. 601. Reauthorization of Neotropical Migratory Bird Conservation Act.

TITLE VII—MULTINATIONAL SPECIES CONSERVATION FUNDS REAUTHORIZATION

Sec. 701. Short title.

Sec. 702. Reauthorization of African Elephant Conservation Act.

Sec. 703. Reauthorization of Rhinoceros and Tiger Conservation Act of 1994.

Sec. 704. Reauthorization of Asian Elephant Conservation Act of 1997.

Sec. 705. Amendment and reauthorization of Great Ape Conservation Act of 2000.

Sec. 706. Amendment and reauthorization of Marine Turtle Conservation Act of 2004.

TITLE VIII—RESPECT FOR TREATIES AND RIGHTS

Sec. 801. Respect for Treaties and Rights.

TITLE IX—INTEREST ON OBLIGATIONS HELD IN THE WILDLIFE RESTORATION FUND

Sec. 901. Interest on obligations held in the wildlife restoration fund.

TITLE X—HUNTING, FISHING AND RECREATIONAL SHOOTING PROTECTION ACT

Sec. 1001. Short title.

Sec. 1002. Modification of definition.

Sec. 1003. Limitation on authority to regulate ammunition and fishing tackle.

TITLE XI—LIMITS ON LIABILITY

Sec. 1101. Limits on liability.

TITLE XII—RECREATIONAL LANDS SELF-DEFENSE ACT

Sec. 1201. Short title.

Sec. 1202. Protecting Americans from violent crime.

1 **TITLE I—PERMANENT REAU-**
2 **THORIZATION OF LAND AND**
3 **WATER CONSERVATION FUND**

4 **SEC. 101. PERMANENT REAUTHORIZATION OF LAND AND**
5 **WATER CONSERVATION FUND.**

6 (a) IN GENERAL.—Section 200302 of title 54, United
7 States Code, is amended—

1 (1) in subsection (b), in the matter preceding
2 paragraph (1), by striking “During the period end-
3 ing September 30, 2015, there” and inserting
4 “There”; and

5 (2) in subsection (c)(1), by striking “through
6 September 30, 2015”.

7 (b) PUBLIC ACCESS.—Section 200306 of title 54,
8 United States Code, is amended by adding at the end the
9 following:

10 “(c) PUBLIC ACCESS.—Not less than 1.5 percent of
11 amounts made available for expenditure in any fiscal year
12 under section 200303, or \$10,000,000, whichever is great-
13 er, shall be used for projects that secure recreational pub-
14 lic access to existing Federal public land for hunting, fish-
15 ing, and other recreational purposes.”.

16 **TITLE II—NORTH AMERICAN**
17 **WETLANDS CONSERVATION**
18 **EXTENSION**

19 **SEC. 201. SHORT TITLE.**

20 This title may be cited as the “North American Wet-
21 lands Conservation Extension Act”.

22 **SEC. 202. AUTHORIZATION OF APPROPRIATIONS.**

23 Section 7(c) of the North American Wetlands Con-
24 servation Act (16 U.S.C. 4406(c)) is amended by striking
25 “not to exceed—” and all that follows through paragraph

1 (5) and inserting “not to exceed \$50,000,000 for each of
2 fiscal years 2016 through 2021.”.

3 **TITLE III—FEDERAL LAND**
4 **TRANSACTION FACILITATION**
5 **ACT REAUTHORIZATION**

6 **SEC. 301. SHORT TITLE.**

7 This title may be cited as the “Federal Land Trans-
8 action Facilitation Act Reauthorization of 2015”.

9 **SEC. 302. FEDERAL LAND TRANSACTION FACILITATION**
10 **ACT.**

11 The Federal Land Transaction Facilitation Act is
12 amended—

13 (1) in section 203(1) (43 U.S.C. 2302(1)), by
14 striking “cultural, or” and inserting “cultural, rec-
15 reational access and use, or other”;

16 (2) in section 203(2) in the matter preceding
17 subparagraph (A), by striking “on the date of enact-
18 ment of this Act was” and inserting “is”;

19 (3) in section 205 (43 U.S.C. 2304)—

20 (A) in subsection (a), by striking “section
21 206” and all that follows through the period
22 and inserting the following: “section 206—

23 “(1) to complete appraisals and satisfy other
24 legal requirements for the sale or exchange of public
25 land identified for disposal under approved land use

1 plans under section 202 of the Federal Land Policy
2 and Management Act of 1976 (43 U.S.C. 1712);

3 “(2) not later than 180 days after the date of
4 the enactment of the Federal Land Transaction Fa-
5 cilitation Act Reauthorization of 2015, to establish
6 and make available to the public, on the website of
7 the Department of the Interior, a database con-
8 taining a comprehensive list of all the land referred
9 to in paragraph (1); and

10 “(3) to maintain the database referred to in
11 paragraph (2).”; and

12 (B) by striking subsection (d);

13 (4) in section 206(c)(2) (43 U.S.C. 2305(c)(2)),
14 by adding at the end the following:

15 “(E) Any funds made available under sub-
16 paragraph (D) that are not obligated or ex-
17 pended by the end of the fourth full fiscal year
18 after the date of the sale or exchange of land
19 that generated the funds may be expended in
20 any State.”;

21 (5) in section 206(c)(3) (43 U.S.C.
22 2305(c)(3))—

23 (A) by inserting after subparagraph (A)
24 the following:

1 “(B) the extent to which the acquisition of
2 the land or interest therein will increase the
3 public availability of resources for, and facilitate
4 public access to, hunting, fishing, and other rec-
5 reational activities;” and

6 (B) by redesignating subparagraphs (B),
7 (C), and (D) as subparagraphs (C), (D), and
8 (E);

9 (6) in section 206(f) (43 U.S.C. 2305(f)), by
10 amending paragraph (2) to read as follows:

11 “(2) any remaining balance in the account shall
12 be deposited in the Treasury and used for deficit re-
13 duction, except that in the case of a fiscal year for
14 which there is no Federal budget deficit, such
15 amounts shall be used to reduce the Federal debt (in
16 such manner as the Secretary of the Treasury con-
17 siders appropriate).” and

18 (7) in section 207(b) (43 U.S.C. 2306(b))—

19 (A) in paragraph (1)—

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

22 (ii) by striking “; or” and inserting a
23 semicolon;

24 (B) in paragraph (2)—

1 (i) by inserting “Public Law 105–
2 263;” before “112 Stat.”; and

3 (ii) by striking the period at the end
4 and inserting a semicolon; and

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

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

9 “(4) the Lincoln County Conservation, Recre-
10 ation, and Development Act of 2004 (Public Law
11 108–424; 118 Stat. 2403);

12 “(5) subtitle F of title I of the Omnibus Public
13 Land Management Act of 2009 (16 U.S.C. 1132
14 note; Public Law 111–11);

15 “(6) subtitle O of title I of the Omnibus Public
16 Land Management Act of 2009 (16 U.S.C. 460www
17 note, 1132 note; Public Law 111–11);

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

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

1 **TITLE IV—PARTNERS FOR FISH**
2 **AND WILDLIFE**

3 **SEC. 401. PARTNERS FOR FISH AND WILDLIFE ACT.**

4 Section 5 of the Partners for Fish and Wildlife Act
5 (16 U.S.C. 3774) is amended by striking “2011” and in-
6 serting “2021”.

7 **TITLE V—NATIONAL FISH AND**
8 **WILDLIFE FOUNDATION RE-**
9 **AUTHORIZATION**

10 **SEC. 501. SHORT TITLE.**

11 This title may be cited as the “National Fish and
12 Wildlife Foundation Reauthorization Act of 2015”.

13 **SEC. 502. AUTHORIZATION OF APPROPRIATIONS.**

14 Section 10 of the National Fish and Wildlife Founda-
15 tion Establishment Act (16 U.S.C. 3709) is amended—

16 (1) in subsection (a), by striking paragraph (1)
17 and inserting the following:

18 “(1) IN GENERAL.—There are authorized to be
19 appropriated to carry out this Act for each of fiscal
20 years 2016 through 2021—

21 “(A) \$15,000,000 to the Secretary of the
22 Interior;

23 “(B) \$5,000,000 to the Secretary of Agri-
24 culture; and

1 “(C) \$5,000,000 to the Secretary of Com-
2 merce.”; and

3 (2) in subsection (b)—

4 (A) by striking paragraph (1) and insert-
5 ing the following:

6 “(1) AMOUNTS FROM FEDERAL AGENCIES.—

7 “(A) IN GENERAL.—In addition to the
8 amounts authorized to be appropriated under
9 subsection (a), Federal departments, agencies,
10 or instrumentalities may provide Federal funds
11 to the Foundation, subject to the condition that
12 the amounts are used for purposes that further
13 the conservation and management of fish, wild-
14 life, plants, and other natural resources in ac-
15 cordance with this Act.

16 “(B) ADVANCES.—Federal departments,
17 agencies, or instrumentalities may advance
18 amounts described in subparagraph (A) to the
19 Foundation in a lump sum without regard to
20 when the expenses for which the amounts are
21 used are incurred.

22 “(C) MANAGEMENT FEES.—The Founda-
23 tion may assess and collect fees for the manage-
24 ment of amounts received under this para-
25 graph.”; and

- 1 (B) in paragraph (2)—
- 2 (i) in the paragraph heading, by strik-
- 3 ing “FUNDS” and inserting “AMOUNTS”;
- 4 (ii) by striking “shall be used” and in-
- 5 serting “may be used”; and
- 6 (iii) by striking “and State and local
- 7 government agencies” and inserting “,
- 8 State and local government agencies, and
- 9 other entities”.

10 **TITLE VI—REAUTHORIZATION**

11 **OF NEOTROPICAL MIGRA-**

12 **TORY BIRD CONSERVATION**

13 **SEC. 601. REAUTHORIZATION OF NEOTROPICAL MIGRA-**

14 **TORY BIRD CONSERVATION ACT.**

15 Section 10 of the Neotropical Migratory Bird Con-

16 servation Act (16 U.S.C. 6109) is amended—

17 (1) by striking subsections (a) and (b) and in-

18 serting the following:

19 “(a) **AUTHORIZATION OF APPROPRIATIONS.**—There

20 is authorized to be appropriated to the Fund to carry out

21 this Act such sums as are necessary for each of fiscal

22 years 2016 through 2021, to remain available until ex-

23 pended, of which not less than 75 percent of the amounts

24 made available for each fiscal year shall be expended for

25 projects carried out outside the United States.”; and

1 (2) by redesignating subsections (c) and (d) as
2 subsections (b) and (c), respectively.

3 **TITLE VII—MULTINATIONAL**
4 **SPECIES CONSERVATION**
5 **FUNDS REAUTHORIZATION**

6 **SEC. 701. SHORT TITLE.**

7 This title may be cited as the “Multinational Species
8 Conservation Funds Reauthorization Act of 2015”.

9 **SEC. 702. REAUTHORIZATION OF AFRICAN ELEPHANT CON-**
10 **SERVATION ACT.**

11 Section 2306(a) of the African Elephant Conserva-
12 tion Act (16 U.S.C. 4245(a)) is amended by striking
13 “2007 through 2012” and inserting “2016 through
14 2020”.

15 **SEC. 703. REAUTHORIZATION OF RHINOCEROS AND TIGER**
16 **CONSERVATION ACT OF 1994.**

17 Section 10(a) of the Rhinoceros and Tiger Conserva-
18 tion Act of 1994 (16 U.S.C. 5306(a)) is amended by strik-
19 ing “2007 through 2012” and inserting “2016 through
20 2020”.

21 **SEC. 704. REAUTHORIZATION OF ASIAN ELEPHANT CON-**
22 **SERVATION ACT OF 1997.**

23 Section 8(a) of the Asian Elephant Conservation Act
24 of 1997 (16 U.S.C. 4266(a)) is amended by striking

1 “2007 through 2012” and inserting “2016 through
2 2020”.

3 **SEC. 705. AMENDMENT AND REAUTHORIZATION OF GREAT**
4 **APE CONSERVATION ACT OF 2000.**

5 The Great Ape Conservation Act of 2000 is amended
6 as follows:

7 (1) **MULTIYEAR GRANTS.**—In section 4 (16
8 U.S.C. 6303), by adding at the end the following
9 new subsections:

10 “(j) **MULTIYEAR GRANTS.**—

11 “(1) **IN GENERAL.**—The Secretary may award
12 a multiyear grant under this section to a person who
13 is otherwise eligible for a grant under this section,
14 to carry out a project that the person demonstrates
15 is an effective, long-term conservation strategy for
16 great apes and their habitats.

17 “(2) **ANNUAL GRANTS NOT AFFECTED.**—This
18 subsection shall not be construed as precluding the
19 Secretary from awarding grants on an annual
20 basis.”.

21 (2) **PANEL OF EXPERTS.**—In section 4(i) (16
22 U.S.C. 6303(i))—

23 (A) in paragraph (1), by—

24 (i) striking “Every 2 years” and in-
25 serting “Within one year after the date of

1 the enactment of the Multinational Species
2 Conservation Funds Reauthorization Act
3 of 2015, and every 5 years thereafter”;

4 (ii) striking “may convene” and in-
5 serting “shall convene”;

6 (iii) inserting “and priorities” after
7 “needs”; and

8 (iv) adding at the end the following
9 new sentence: “The panel shall, to the ex-
10 tent practicable, include representatives
11 from foreign range states with expertise in
12 great ape conservation.”; and

13 (B) by redesignating paragraph (2) as
14 paragraph (4), and inserting after paragraph
15 (1) the following new paragraphs:

16 “(2) In identifying conservation needs and pri-
17 orities under paragraph (1), the panel shall consider
18 relevant great ape conservation plans or strategies
19 including scientific research and findings related
20 to—

21 “(A) the conservation needs and priorities
22 of great apes;

23 “(B) regional or species-specific action
24 plans or strategies;

1 “(C) applicable strategies developed or ini-
2 tiated by the Secretary; and

3 “(D) any other applicable conservation
4 plan or strategy.

5 “(3) The Secretary, subject to the availability
6 of appropriations, may pay expenses of convening
7 and facilitating meetings of the panel.”.

8 (3) ADMINISTRATIVE EXPENSES LIMITATION.—
9 In section 5(b)(2) (16 U.S.C. 6304(b)(2)), by strik-
10 ing “\$100,000” and inserting “\$150,000”.

11 (4) AUTHORIZATION OF APPROPRIATIONS.—In
12 section 6 (16 U.S.C. 6305), by striking “2006
13 through 2010” and inserting “2016 through 2020”.

14 **SEC. 706. AMENDMENT AND REAUTHORIZATION OF MARINE**
15 **TURTLE CONSERVATION ACT OF 2004.**

16 (a) IN GENERAL.—The Marine Turtle Conservation
17 Act of 2004 is amended—

18 (1) in sections 2(b) and 3(2) (16 U.S.C.
19 6601(b), 6602(2)), by inserting “and territories of
20 the United States” after “foreign countries” each
21 place it occurs;

22 (2) in section 3 (16 U.S.C. 6602) by adding at
23 the end the following:

24 “(7) TERRITORY OF THE UNITED STATES.—
25 The term ‘territory of the United States’ means each

1 of Puerto Rico, the United States Virgin Islands,
2 Guam, American Samoa, the Commonwealth of the
3 Northern Mariana Islands, and any other territory
4 or possession of the United States.”; and

5 (3) in section 4 (16 U.S.C. 6603)—

6 (A) in subsection (b)(1)(A), by inserting
7 “or territory of the United States” after “for-
8 eign country”; and

9 (B) in subsection (d) by inserting “and
10 territories of the United States” after “foreign
11 countries”.

12 (b) ADMINISTRATIVE EXPENSES LIMITATION.—Sec-
13 tion 5(b)(2) of the Marine Turtle Conservation Act of
14 2004 (16 U.S.C. 6604(b)(2)) is amended by striking
15 “\$80,000” and inserting “\$150,000”.

16 (c) REAUTHORIZATION.—Section 7 of the Marine
17 Turtle Conservation Act of 2004 (16 U.S.C. 6606) is
18 amended by striking “each of fiscal years 2005 through
19 2009” and inserting “each of fiscal years 2016 through
20 2020”.

1 **TITLE VIII—RESPECT FOR**
2 **TREATIES AND RIGHTS**

3 **SEC. 801. RESPECT FOR TREATIES AND RIGHTS.**

4 Nothing in this Act or the amendments made by this
5 Act shall be construed to affect or modify any treaty or
6 other right of any federally recognized Indian tribe.

7 **TITLE IX—INTEREST ON OBLIGA-**
8 **TIONS HELD IN THE WILD-**
9 **LIFE RESTORATION FUND**

10 **SEC. 901. INTEREST ON OBLIGATIONS HELD IN THE WILD-**
11 **LIFE RESTORATION FUND.**

12 Section 3(b)(2)(C) of the Pittman-Robertson Wildlife
13 Restoration Act (16 U.S.C. 669b(b)(2)(C)) is amended by
14 striking “2016” and inserting “2026”.

15 **TITLE X—HUNTING, FISHING**
16 **AND RECREATIONAL SHOOT-**
17 **ING PROTECTION ACT**

18 **SEC. 1001. SHORT TITLE.**

19 This title may be cited as the “Hunting, Fishing, and
20 Recreational Shooting Protection Act”.

21 **SEC. 1002. MODIFICATION OF DEFINITION.**

22 Section 3(2)(B) of the Toxic Substances Control Act
23 (15 U.S.C. 2602(2)(B)) is amended—

24 (1) in clause (v), by striking “, and” and insert-
25 ing “, or any component of any such article includ-

1 ing, without limitation, shot, bullets and other pro-
2 jectiles, propellants, and primers,”;

3 (2) in clause (vi) by striking the period at the
4 end and inserting “, and”; and

5 (3) by inserting after clause (vi) the following:

6 “(vii) any sport fishing equipment (as such
7 term is defined in subsection (a) of section 4162 of
8 the Internal Revenue Code of 1986) the sale of
9 which is subject to the tax imposed by section
10 4161(a) of such Code (determined without regard to
11 any exemptions from such tax as provided by section
12 4162 or 4221 or any other provision of such Code),
13 and sport fishing equipment components.”.

14 **SEC. 1003. LIMITATION ON AUTHORITY TO REGULATE AM-**
15 **MUNITION AND FISHING TACKLE.**

16 (a) **LIMITATION.**—Except as provided in section
17 20.21 of title 50, Code of Federal Regulations, as in effect
18 on the date of the enactment of this Act, or any substan-
19 tially similar successor regulation thereto, the Secretary
20 of the Interior, the Secretary of Agriculture, and, except
21 as provided by subsection (b), any bureau, service, or of-
22 fice of the Department of the Interior or the Department
23 of Agriculture, may not regulate the use of ammunition
24 cartridges, ammunition components, or fishing tackle

1 based on the lead content thereof if such use is in compli-
2 ance with the law of the State in which the use occurs.

3 (b) EXCEPTION.—The limitation in subsection (a)
4 shall not apply to the U.S. Fish and Wildlife Service or
5 the National Park Service.

6 **TITLE XI—LIMITS ON LIABILITY**

7 **SEC. 1101. LIMITS ON LIABILITY.**

8 (a) DISCRETIONARY FUNCTION.—For purposes of
9 chapter 171 of title 28, United States Code (commonly
10 referred to as the “Federal Tort Claims Act”), any action
11 by an agent or employee of the United States to manage
12 or allow the use of Federal land for purposes of target
13 practice or marksmanship training by a member of the
14 public shall be considered to be the exercise or perform-
15 ance of a discretionary function.

16 (b) CIVIL ACTION OR CLAIMS.—Except to the extent
17 provided in chapter 171 of title 28, United States Code,
18 the United States shall not be subject to any civil action
19 or claim for money damages for any injury to or loss of
20 property, personal injury, or death caused by an activity
21 occurring at a public target range that is—

22 (1) funded in whole or in part by the Federal
23 Government pursuant to the Pittman-Robertson
24 Wildlife Restoration Act (16 U.S.C. 669 et seq.); or

25 (2) located on Federal land.

1 **TITLE XII—RECREATIONAL**
2 **LANDS SELF-DEFENSE ACT**

3 **SEC. 1201. SHORT TITLE.**

4 This title may be cited as the “Recreational Lands
5 Self-Defense Act of 2015”.

6 **SEC. 1202. PROTECTING AMERICANS FROM VIOLENT**
7 **CRIME.**

8 (a) FINDINGS.—Congress finds the following:

9 (1) The Second Amendment to the Constitution
10 provides that “the right of the people to keep and
11 bear Arms, shall not be infringed”.

12 (2) Section 327.13 of title 36, Code of Federal
13 Regulations, provides that, except in special cir-
14 cumstances, “possession of loaded firearms, ammu-
15 nition, loaded projectile firing devices, bows and ar-
16 rows, crossbows, or other weapons is prohibited” at
17 water resources development projects administered
18 by the Secretary of the Army.

19 (3) The regulations described in paragraph (2)
20 prevent individuals complying with Federal and
21 State laws from exercising the second amendment
22 rights of the individuals while at such water re-
23 sources development projects.

24 (4) The Federal laws should make it clear that
25 the second amendment rights of an individual at a

1 water resources development project should not be
2 infringed.

3 (b) PROTECTING THE RIGHT OF INDIVIDUALS TO
4 BEAR ARMS AT WATER RESOURCES DEVELOPMENT
5 PROJECTS.—The Secretary of the Army shall not promul-
6 gate or enforce any regulation that prohibits an individual
7 from possessing a firearm, including an assembled or func-
8 tional firearm, at a water resources development project
9 covered under section 327.0 of title 36, Code of Federal
10 Regulations (as in effect on the date of enactment of this
11 Act), if—

12 (1) the individual is not otherwise prohibited by
13 law from possessing the firearm; and

14 (2) the possession of the firearm is in compli-
15 ance with the law of the State in which the water
16 resources development project is located.

