

112TH CONGRESS  
1ST SESSION

# H. R. 1765

To amend the Migratory Bird Treaty Act to authorize hunting under certain circumstances.

---

IN THE HOUSE OF REPRESENTATIVES

MAY 5, 2011

Mr. BOUSTANY introduced the following bill; which was referred to the Committee on Natural Resources

---

## A BILL

To amend the Migratory Bird Treaty Act to authorize hunting under certain circumstances.

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 “Migratory Bird Treaty  
5 Amendment Act of 2011”.

6 **SEC. 2. MIGRATORY BIRDS.**

7 Section 3 of the Migratory Bird Treaty Act (16  
8 U.S.C. 704) is amended by adding at the end the fol-  
9 lowing:

1       “(c) EXCEPTION.—Notwithstanding any other provi-  
2 sion of this Act, subsection (b) shall not apply to an agri-  
3 cultural producer, or a hunter with the permission of the  
4 agricultural producer, if—

5           “(1) the manipulation occurs on land of the ag-  
6 ricultural producer on which a crop during the cur-  
7 rent or immediately preceding crop year was not  
8 harvestable due to a natural disaster, as determined  
9 by the Secretary of Agriculture; and

10          “(2) a local representative of the Secretary of  
11 Agriculture confirms that—

12           “(A) the crop has been destroyed; and

13           “(B) it would not be economically prac-  
14 ticable to harvest the crop.”.

○