

# Union Calendar No. 208

112TH CONGRESS  
1ST SESSION

# H. R. 991

[Report No. 112-308]

To amend the Marine Mammal Protection Act of 1972 to allow importation of polar bear trophies taken in sport hunts in Canada before the date the polar bear was determined to be a threatened species under the Endangered Species Act of 1973.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 9, 2011

Mr. YOUNG of Alaska introduced the following bill; which was referred to the Committee on Natural Resources

DECEMBER 1, 2011

Additional sponsors: Mr. FLORES, Mr. BROUN of Georgia, Mr. WITTMAN, Mr. CONAWAY, Mr. CARTER, Mr. SIMPSON, Mr. BOREN, Mrs. BLACKBURN, Mr. DUNCAN of South Carolina, Mr. COFFMAN of Colorado, Mr. PETERSON, Mr. ROSS of Arkansas, Mr. KLINE, Mr. LANDRY, Mr. DUNCAN of Tennessee, Mr. BENISHEK, Mr. MARCHANT, Mr. MARINO, Mr. LATTA, Mr. MILLER of Florida, Mr. PALAZZO, Mr. BISHOP of Utah, Mr. LABRADOR, Mr. SOUTHERLAND, Mrs. LUMMIS, Mr. COSTA, Mr. KIND, Mr. THOMPSON of Pennsylvania, Mr. PITTS, Mr. HUNTER, Mrs. NOEM, Mr. HANNA, Mr. DENHAM, Mr. AUSTRIA, and Mr. FLEISCHMANN

DECEMBER 1, 2011

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on March 9, 2011]

# **A BILL**

To amend the Marine Mammal Protection Act of 1972 to allow importation of polar bear trophies taken in sport hunts in Canada before the date the polar bear was determined to be a threatened species under the Endangered Species Act of 1973.

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 “Polar Bear Conservation*  
5 *and Fairness Act of 2011”.*

6 **SEC. 2. PERMITS FOR IMPORTATION OF POLAR BEAR TRO-**  
7 **PHIES TAKEN IN SPORT HUNTS IN CANADA.**

8 *Section 104(c)(5)(D) of the Marine Mammal Protec-*  
9 *tion Act of 1972 (16 U.S.C. 1374(c)(5)(D)) is amended to*  
10 *read as follows:*

11 *“(D)(i) The Secretary of the Interior shall, expe-*  
12 *ditiously after the expiration of the applicable 30-day*  
13 *period under subsection (d)(2), issue a permit for the*  
14 *importation of any polar bear part (other than an in-*  
15 *ternal organ) from a polar bear taken in a sport hunt*  
16 *in Canada to any person—*

17 *“(I) who submits, with the permit applica-*  
18 *tion, proof that the polar bear was legally har-*  
19 *vested by the person before February 18, 1997; or*

20 *“(II) who has submitted, in support of a*  
21 *permit application submitted before May 15,*  
22 *2008, proof that the polar bear was legally har-*  
23 *vested by the person before May 15, 2008, from*  
24 *a polar bear population from which a sport-*  
25 *hunted trophy could be imported before that date*

1           *in accordance with section 18.30(i) of title 50,*  
2           *Code of Federal Regulations.*

3           “(ii) *The Secretary shall issue permits under*  
4           *clause (i)(I) without regard to subparagraphs (A) and*  
5           *(C)(ii) of this paragraph, subsection (d)(3), and sec-*  
6           *tions 101 and 102. Sections 101(a)(3)(B) and*  
7           *102(b)(3) shall not apply to the importation of any*  
8           *polar bear part authorized by a permit issued under*  
9           *clause (i)(I). This clause shall not apply to polar bear*  
10          *parts that were imported before June 12, 1997.*

11          “(iii) *The Secretary shall issue permits under*  
12          *clause (i)(II) without regard to subparagraph (C)(ii)*  
13          *of this paragraph or subsection (d)(3). Sections*  
14          *101(a)(3)(B) and 102(b)(3) shall not apply to the im-*  
15          *portation of any polar bear part authorized by a per-*  
16          *mit issued under clause (i)(II). This clause shall not*  
17          *apply to polar bear parts that were imported before*  
18          *the date of enactment of the Polar Bear Conservation*  
19          *and Fairness Act of 2011.”.*



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