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AMENDMENT TO H.R. 3824

Offered by Mr. Walden

At the appropriate place in the bill add the following:

1 SEC. __. CERTAIN ACTIONS DEEMED IN COMPLIANCE.

2 (a) ACTIONS DEEMED IN COMPLIANCE.—During the
3 period beginning on the date of the enactment of this Act
4 and ending on the date described in subsection (b), any
5 action that is taken by a Federal agency, State agency,
6 or other person and that complies with the Federal Insec-
7 ticide, Fungicide, and Rodenticide Act (7 U.S.C. 136 et
8 seq.) is deemed to comply with sections 7(a)(2) and
9 9(a)(1)(B) of the Endangered Species Act of 1973 (16
10 U.S.C. 1536(a)(2), 1538(a)(1)(B)) (as amended by this
11 Act) and regulations issued under section 4(d) of such Act
12 (16 U.S.C. 1533(d)).

13 (b) TERMINATION DATE.—The date referred to in
14 subsection (a) is the earlier of—

15 (1) the date that is 5 years after the date of the
16 enactment of this Act; and

17 (2) the date of the completion of any procedure
18 required under subpart D of part 402 of title 50,



1 Code of Federal Regulations, with respect to the ac-
2 tion referred to in subsection (a).

3 (c) **LIMITATION ON APPLICATION.**—This section shall
4 not affect any procedure pursuant to part 402 of title 50,
5 Code of Federal Regulations, that is required by any court
6 order issued before the date of the enactment of this Act.

