

HR 5864

Invasive Fish and Wildlife Prevention Act of 2012

Congress: 112 (2011–2013, Ended)

Chamber: House

Policy Area: Environmental Protection

Introduced: May 30, 2012

Current Status: Referred to the Subcommittee on Crime, Terrorism, and Homeland Security.

Latest Action: Referred to the Subcommittee on Crime, Terrorism, and Homeland Security. (Aug 1, 2012)

Official Text: <https://www.congress.gov/bill/112th-congress/house-bill/5864>

Sponsor

Name: Rep. Slaughter, Louise McIntosh [D-NY-28]

Party: Democratic • **State:** NY • **Chamber:** House

Cosponsors (31 total)

Cosponsor	Party / State	Role	Date Joined
Del. Bordallo, Madeleine Z. [D-GU-At Large]	D · GU		May 30, 2012
Rep. Farr, Sam [D-CA-17]	D · CA		May 30, 2012
Rep. Grijalva, Raúl M. [D-AZ-7]	D · AZ		May 30, 2012
Rep. Hinchey, Maurice D. [D-NY-22]	D · NY		May 30, 2012
Rep. Kildee, Dale E. [D-MI-5]	D · MI		May 30, 2012
Rep. Kucinich, Dennis J. [D-OH-10]	D · OH		May 30, 2012
Rep. Maloney, Carolyn B. [D-NY-14]	D · NY		May 30, 2012
Rep. Rangel, Charles B. [D-NY-15]	D · NY		May 30, 2012
Rep. Rogers, Mike J. [R-MI-8]	R · MI		May 30, 2012
Rep. Ellison, Keith [D-MN-5]	D · MN		May 31, 2012
Rep. Dingell, John D. [D-MI-15]	D · MI		Jun 1, 2012
Rep. Capps, Lois [D-CA-23]	D · CA		Jun 7, 2012
Rep. Hastings, Alcee L. [D-FL-23]	D · FL		Jun 7, 2012
Rep. LaTourette, Steven C. [R-OH-14]	R · OH		Jun 7, 2012
Rep. Higgins, Brian [D-NY-27]	D · NY		Jun 19, 2012
Rep. Owens, William L. [D-NY-23]	D · NY		Jun 19, 2012
Rep. Ryan, Tim [D-OH-17]	D · OH		Jun 19, 2012
Rep. Levin, Sander M. [D-MI-12]	D · MI		Jun 21, 2012
Rep. Filner, Bob [D-CA-51]	D · CA		Jun 27, 2012
Rep. Peters, Gary C. [D-MI-9]	D · MI		Jul 10, 2012
Rep. Sutton, Betty [D-OH-13]	D · OH		Jul 17, 2012
Rep. Clarke, Hansen [D-MI-13]	D · MI		Jul 24, 2012
Rep. Kaptur, Marcy [D-OH-9]	D · OH		Jul 24, 2012
Rep. Hirono, Mazie K. [D-HI-2]	D · HI		Jul 26, 2012
Rep. Lee, Barbara [D-CA-9]	D · CA		Jul 31, 2012
Rep. Blumenauer, Earl [D-OR-3]	D · OR		Aug 1, 2012
Rep. Hochul, Kathleen C. [D-NY-26]	D · NY		Aug 2, 2012
Rep. McNerney, Jerry [D-CA-11]	D · CA		Aug 2, 2012
Rep. Pingree, Chellie [D-ME-1]	D · ME		Sep 12, 2012
Rep. Stark, Fortney Pete [D-CA-13]	D · CA		Sep 12, 2012
Rep. Thompson, Mike [D-CA-1]	D · CA		Oct 5, 2012

Committee Activity

Committee	Chamber	Activity	Date
Budget Committee	House	Referred To	May 30, 2012
Judiciary Committee	House	Referred to	Aug 1, 2012
Natural Resources Committee	House	Referred to	Jun 1, 2012
Ways and Means Committee	House	Referred to	Jun 4, 2012

Subjects & Policy Tags

Policy Area:

Environmental Protection

Related Bills

Bill	Relationship	Last Action
112 S 3606	Related bill	Sep 20, 2012: Read twice and referred to the Committee on Environment and Public Works.

Invasive Fish and Wildlife Prevention Act of 2012 - Authorizes any person, entity, or the United States Fish and Wildlife Service (FWS) to propose the regulation of nonnative wildlife taxa. Requires FWS to determine whether the proposal should be approved within 180 days.

Requires FWS to promulgate regulations to: (1) specify the criteria for regulating a nonnative taxon as an Injurious I taxon or Injurious II taxon that is injurious to humans, agriculture, horticulture, forestry, wildlife, or wildlife resources; (2) establish a process for assessing and analyzing the risks of taxa that may have been imported into or found in interstate commerce; and (3) designate a wildlife taxon that was previously designated as injurious by statute or the Secretary of the Interior as an Injurious I or Injurious II taxon.

Requires the Secretary, five years after enactment of this Act, to: (1) define the phrase "non-native wildlife taxa novel to the United States"; (2) establish a process to ensure that all such taxa are thereafter reviewed by FWS to determine whether they should be regulated as Injurious I or Injurious II taxa prior to allowing their importation; and (3) seek to avoid, in promulgating such regulation, creating a new incentive for animal importers to import novel taxa prior to the effective date of such regulation.

Requires FWS, prior to designating a taxon as an Injurious I or Injurious II taxon, to prepare a risk determination.

Authorizes FWS to immediately and temporarily designate a nonnative wildlife taxon as Injurious I if an emergency exists because such unregulated taxon poses an imminent threat of harm to individuals in, or wildlife of, the United States or to the U.S. economy or environment.

Requires FWS to: (1) establish an electronic, publicly available database that describes all quantities of imports of all live wildlife and the regulatory status of such wildlife; (2) monitor and report on the identities and quantities of nonnative wildlife taxa being imported; and (3) make more rapid determinations on proposals for regulation of importations or shipments of injurious mammals, birds, fish, amphibia, and reptiles under the Lacey Act by requiring the Secretary to forego time-consuming optional administrative steps that are not essential and by authorizing the Secretary to forego economic impact analyses.

Gives the Secretary the primary authority to prevent the importation of, and interstate commerce in, wildlife pathogens and harmful parasites. Requires the Secretary to promulgate regulations to impose import restrictions to prevent the importation of, and commerce in, such pathogens and parasites. Establishes exemptions to such requirement.

Prohibits any person from: (1) importing or knowingly possessing such an Injurious I or Injurious II taxon, or the descendant of such an animal, that was imported in violation of this Act; (2) engaging in interstate commerce for or knowingly possessing such an animal that was transported in interstate commerce in violation of this Act; and (3) releasing any such taxon into the wild. Sets forth exemptions from such prohibitions. Authorizes FWS to issue permits to qualified institutions to authorize actions otherwise prohibited for such taxon.

Establishes civil and criminal penalties for violations of this Act.

Requires the Secretary to adopt a fee to be charged on imported live wildlife shipments. Establishes the Injurious Wildlife Prevention Fund to carry out this Act.

Actions Timeline

- **Aug 1, 2012:** Referred to the Subcommittee on Crime, Terrorism, and Homeland Security.
- **Jun 4, 2012:** Referred to the Subcommittee on Trade.
- **Jun 1, 2012:** Referred to the Subcommittee on Fisheries, Wildlife, Oceans, and Insular Affairs.
- **May 30, 2012:** Introduced in House
- **May 30, 2012:** Referred to the Committee on Natural Resources, and in addition to the Committees on the Judiciary, Ways and Means, and the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.