

## S 935

### Endangered Species Management Self-Determination Act

**Congress:** 115 (2017–2019, Ended)

**Chamber:** Senate

**Policy Area:** Environmental Protection

**Introduced:** Apr 25, 2017

**Current Status:** Read twice and referred to the Committee on Environment and Public Works.

**Latest Action:** Read twice and referred to the Committee on Environment and Public Works. (Apr 25, 2017)

**Official Text:** <https://www.congress.gov/bill/115th-congress/senate-bill/935>

### Sponsor

**Name:** Sen. Paul, Rand [R-KY]

**Party:** Republican • **State:** KY • **Chamber:** Senate

### Cosponsors (3 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Heller, Dean [R-NV]	R · NV		Apr 25, 2017
Sen. Lee, Mike [R-UT]	R · UT		Sep 25, 2017
Sen. Cruz, Ted [R-TX]	R · TX		Oct 3, 2018

### Committee Activity

Committee	Chamber	Activity	Date
Environment and Public Works Committee	Senate	Referred To	Apr 25, 2017

### Subjects & Policy Tags

#### Policy Area:

Environmental Protection

### Related Bills

Bill	Relationship	Last Action
115 HR 2134	Related bill	<b>Apr 25, 2017:</b> Referred to the House Committee on Natural Resources.

## **Endangered Species Management Self-Determination Act**

This bill amends the Endangered Species Act of 1973 (ESA) to require the Department of the Interior and the Department of Commerce to obtain the consent of each state for adding species to the list of threatened or endangered plants and animals when the species is present in the state.

Interior must submit to Congress a list of all endangered or threatened species. Congress must give its approval by a joint resolution before the list may take effect.

Species are automatically taken off the list after five years, but Interior may petition for the species to be relisted. Interested persons may no longer petition for the addition or removal of a species from the list.

A state may regulate intrastate endangered or threatened species that are present within its boundaries. If a state elects to regulate those species, it is given exclusive authority to manage species and their habitats. State action with respect to intrastate species is not subject to judicial review.

The Bonneville, Southeastern, Southwestern, and Western Area Power Administrations must include in customer monthly billing statements information on the share of costs to the customer incurred as a result of compliance with the ESA, unless the costs are for intrastate species regulated by states.

Owners or lessees of property may apply to Interior for a determination of whether a proposed property use will violate the ESA. The use is deemed compliant if Interior fails to respond within 90 days. The owners and lessees may seek monetary compensation for unfavorable determinations.

The bill eliminates awards of attorney fees in citizen suits under the ESA.

The bill amends the Migratory Bird Treaty Act to remove protections provided under that Act to black vultures and ravens in certain circumstances.

## **Actions Timeline**

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- **Apr 25, 2017:** Introduced in Senate
- **Apr 25, 2017:** Read twice and referred to the Committee on Environment and Public Works.

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