

Calendar No. 20116TH CONGRESS
1ST SESSION**S. 268**

To reauthorize the Partners for Fish and Wildlife Program and certain wildlife conservation funds, to establish prize competitions relating to the prevention of wildlife poaching and trafficking, wildlife conservation, the management of invasive species, and the protection of endangered species, to amend the Marine Turtle Conservation Act of 2004 to modify the protections provided by that Act, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 29, 2019

Mr. BARRASSO (for himself, Mr. CARPER, Mr. INHOFE, Mr. BOOKER, Mr. BOOZMAN, and Mr. WHITEHOUSE) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

FEBRUARY 5, 2019

Reported by Mr. BARRASSO, without amendment

A BILL

To reauthorize the Partners for Fish and Wildlife Program and certain wildlife conservation funds, to establish prize competitions relating to the prevention of wildlife poaching and trafficking, wildlife conservation, the management of invasive species, and the protection of endangered species, to amend the Marine Turtle Conservation Act of 2004 to modify the protections provided by that Act, and for other purposes.

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 “Wildlife Innovation
 5 and Longevity Driver Act” or the “WILD Act”.

6 **SEC. 2. WILDLIFE HABITAT AND CONSERVATION.**

7 (a) PARTNERS FOR FISH AND WILDLIFE PROGRAM
 8 REAUTHORIZATION.—Section 5 of the Partners for Fish
 9 and Wildlife Act (16 U.S.C. 3774) is amended by striking
 10 “2006 through 2011” and inserting “2019 through
 11 2023”.

12 (b) FISH AND WILDLIFE COORDINATION.—

13 (1) PURPOSE.—The purpose of this subsection
 14 is to protect water, oceans, coasts, and wildlife from
 15 invasive species.

16 (2) AMENDMENTS TO FISH AND WILDLIFE CO-
 17 ORDINATION ACT.—

18 (A) SHORT TITLE; AUTHORIZATION.—The
 19 first section of the Fish and Wildlife Coordina-
 20 tion Act (16 U.S.C. 661) is amended by strik-
 21 ing “For the purpose” and inserting the fol-
 22 lowing:

23 **“SECTION 1. SHORT TITLE; AUTHORIZATION.**

24 “(a) SHORT TITLE.—This Act may be cited as the
 25 ‘Fish and Wildlife Coordination Act’.

1 “(b) AUTHORIZATION.—For the purpose”.

2 (B) PROTECTION OF WATER, OCEANS,
3 COASTS, AND WILDLIFE FROM INVASIVE SPE-
4 CIES.—The Fish and Wildlife Coordination Act
5 (16 U.S.C. 661 et seq.) is amended by adding
6 at the end the following:

7 **“SEC. 10. PROTECTION OF WATER, OCEANS, COASTS, AND**
8 **WILDLIFE FROM INVASIVE SPECIES.**

9 “(a) DEFINITIONS.—In this section:

10 “(1) CONTROL.—The term ‘control’, with re-
11 spect to an invasive species, means the eradication,
12 suppression, or reduction of the population of the
13 invasive species within the area in which the invasive
14 species is present.

15 “(2) ECOSYSTEM.—The term ‘ecosystem’
16 means the complex of a community of organisms
17 and the environment of the organisms.

18 “(3) ELIGIBLE STATE.—The term ‘eligible
19 State’ means any of—

20 “(A) a State;

21 “(B) the District of Columbia;

22 “(C) the Commonwealth of Puerto Rico;

23 “(D) Guam;

24 “(E) American Samoa;

1 “(F) the Commonwealth of the Northern
2 Mariana Islands; and

3 “(G) the United States Virgin Islands.

4 “(4) INVASIVE SPECIES.—

5 “(A) IN GENERAL.—The term ‘invasive
6 species’ means an alien species, the introduction
7 of which causes, or is likely to cause, economic
8 or environmental harm or harm to human
9 health.

10 “(B) ASSOCIATED DEFINITION.—For pur-
11 poses of subparagraph (A), the term ‘alien spe-
12 cies’, with respect to a particular ecosystem,
13 means any species (including the seeds, eggs,
14 spores, or other biological material of the spe-
15 cies that are capable of propagating the species)
16 that is not native to the affected ecosystem.

17 “(5) MANAGE; MANAGEMENT.—The terms
18 ‘manage’ and ‘management’, with respect to an
19 invasive species, mean the active implementation of
20 any activity—

21 “(A) to reduce or stop the spread of the
22 invasive species; and

23 “(B) to inhibit further infestations of the
24 invasive species, the spread of the invasive spe-
25 cies, or harm caused by the invasive species, in-

1 including investigations regarding methods for
2 early detection and rapid response, prevention,
3 control, or management of the invasive species.

4 “(6) PREVENT.—The term ‘prevent’, with re-
5 spect to an invasive species, means—

6 “(A) to hinder the introduction of the
7 invasive species onto land or water; or

8 “(B) to impede the spread of the invasive
9 species within land or water by inspecting,
10 intercepting, or confiscating invasive species
11 threats prior to the establishment of the
12 invasive species onto land or water of an eligible
13 State.

14 “(7) SECRETARY CONCERNED.—The term ‘Sec-
15 retary concerned’ means—

16 “(A) the Secretary of the Army, with re-
17 spect to Federal land administered by the
18 Corps of Engineers;

19 “(B) the Secretary of the Interior, with re-
20 spect to Federal land administered by the Sec-
21 retary of the Interior through—

22 “(i) the United States Fish and Wild-
23 life Service;

24 “(ii) the Bureau of Indian Affairs;

1 “(iii) the Bureau of Land Manage-
2 ment;

3 “(iv) the Bureau of Reclamation; or

4 “(v) the National Park Service;

5 “(C) the Secretary of Agriculture, with re-
6 spect to Federal land administered by the Sec-
7 retary of Agriculture through the Forest Serv-
8 ice; and

9 “(D) the head or a representative of any
10 other Federal agency the duties of whom re-
11 quire planning relating to, and the treatment
12 of, invasive species for the purpose of protecting
13 water and wildlife on land and coasts and in
14 oceans and water.

15 “(8) SPECIES.—The term ‘species’ means a
16 group of organisms, all of which—

17 “(A) have a high degree of genetic simi-
18 larity;

19 “(B) are morphologically distinct;

20 “(C) generally—

21 “(i) interbreed at maturity only
22 among themselves; and

23 “(ii) produce fertile offspring; and

24 “(D) show persistent differences from
25 members of allied groups of organisms.

1 “(b) CONTROL AND MANAGEMENT.—Each Secretary
2 concerned shall plan and carry out activities on land di-
3 rectly managed by the Secretary concerned to protect
4 water and wildlife by controlling and managing invasive
5 species—

6 “(1) to inhibit or reduce the populations of
7 invasive species; and

8 “(2) to effectuate restoration or reclamation ef-
9 forts.

10 “(c) STRATEGIC PLAN.—

11 “(1) IN GENERAL.—Each Secretary concerned
12 shall develop a strategic plan for the implementation
13 of the invasive species program to achieve, to the
14 maximum extent practicable, a substantive annual
15 net reduction of invasive species populations or in-
16 fested acreage on land or water managed by the Sec-
17 retary concerned.

18 “(2) COORDINATION.—Each strategic plan
19 under paragraph (1) shall be developed—

20 “(A) in coordination with affected—

21 “(i) eligible States; and

22 “(ii) political subdivisions of eligible
23 States;

24 “(B) in consultation with federally recog-
25 nized Indian tribes; and

1 “(C) in accordance with the priorities es-
2 tablished by 1 or more Governors of the eligible
3 States in which an ecosystem affected by an
4 invasive species is located.

5 “(3) FACTORS FOR CONSIDERATION.—In devel-
6 oping a strategic plan under this subsection, the
7 Secretary concerned shall take into consideration the
8 economic and ecological costs of action or inaction,
9 as applicable.

10 “(d) COST-EFFECTIVE METHODS.—In selecting a
11 method to be used to control or manage an invasive species
12 as part of a specific control or management project con-
13 ducted as part of a strategic plan developed under sub-
14 section (c), the Secretary concerned shall prioritize the use
15 of methods that—

16 “(1) effectively control and manage invasive
17 species, as determined by the Secretary concerned,
18 based on sound scientific data;

19 “(2) minimize environmental impacts; and

20 “(3) control and manage invasive species in the
21 most cost-effective manner.

22 “(e) COMPARATIVE ECONOMIC ASSESSMENT.—To
23 achieve compliance with subsection (d), the Secretary con-
24 cerned shall require a comparative economic assessment

1 of invasive species control and management methods to
2 be conducted.

3 “(f) EXPEDITED ACTION.—

4 “(1) IN GENERAL.—The Secretaries concerned
5 shall use all tools and flexibilities available (as of the
6 date of enactment of this section) to expedite the
7 projects and activities described in paragraph (2).

8 “(2) DESCRIPTION OF PROJECTS AND ACTIVI-
9 TIES.—A project or activity referred to in paragraph
10 (1) is a project or activity—

11 “(A) to protect water or wildlife from an
12 invasive species that, as determined by the Sec-
13 retary concerned is, or will be, carried out on
14 land or water that is—

15 “(i) directly managed by the Secretary
16 concerned; and

17 “(ii) located in an area that is—

18 “(I) at high risk for the introduc-
19 tion, establishment, or spread of
20 invasive species; and

21 “(II) determined by the Sec-
22 retary concerned to require immediate
23 action to address the risk identified in
24 subclause (I); and

1 “(B) carried out in accordance with appli-
2 cable agency procedures, including any applica-
3 ble—

4 “(i) land or resource management
5 plan; or

6 “(ii) land use plan.

7 “(g) ALLOCATION OF FUNDING.—Of the amount ap-
8 propriated or otherwise made available to each Secretary
9 concerned for a fiscal year for programs that address or
10 include protection of land or water from an invasive spe-
11 cies, the Secretary concerned shall use not less than 75
12 percent for on-the-ground control and management of
13 invasive species, which may include—

14 “(1) the purchase of necessary products, equip-
15 ment, or services to conduct that control and man-
16 agement;

17 “(2) the use of integrated pest management op-
18 tions, including options that use pesticides author-
19 ized for sale, distribution, or use under the Federal
20 Insecticide, Fungicide, and Rodenticide Act (7
21 U.S.C. 136 et seq.);

22 “(3) the use of biological control agents that
23 are proven to be effective to reduce invasive species
24 populations;

1 “(4) the use of revegetation or cultural restora-
2 tion methods designed to improve the diversity and
3 richness of ecosystems;

4 “(5) the use of monitoring and detection activi-
5 ties for invasive species, including equipment, detec-
6 tion dogs, and mechanical devices;

7 “(6) the use of appropriate methods to remove
8 invasive species from a vehicle or vessel capable of
9 conveyance; or

10 “(7) the use of other effective mechanical or
11 manual control methods.

12 “(h) INVESTIGATIONS, OUTREACH, AND PUBLIC
13 AWARENESS.—Of the amount appropriated or otherwise
14 made available to each Secretary concerned for a fiscal
15 year for programs that address or include protection of
16 land or water from an invasive species, the Secretary con-
17 cerned may use not more than 15 percent for investiga-
18 tions, development activities, and outreach and public
19 awareness efforts to address invasive species control and
20 management needs.

21 “(i) ADMINISTRATIVE COSTS.—Of the amount appro-
22 priated or otherwise made available to each Secretary con-
23 cerned for a fiscal year for programs that address or in-
24 clude protection of land or water from an invasive species,
25 not more than 10 percent may be used for administrative

1 costs incurred to carry out those programs, including costs
2 relating to oversight and management of the programs,
3 recordkeeping, and implementation of the strategic plan
4 developed under subsection (c).

5 “(j) REPORTING REQUIREMENTS.—Not later than 60
6 days after the end of the second fiscal year beginning after
7 the date of enactment of this section, each Secretary con-
8 cerned shall submit to Congress a report—

9 “(1) describing the use by the Secretary con-
10 cerned during the 2 preceding fiscal years of funds
11 for programs that address or include invasive species
12 management; and

13 “(2) specifying the percentage of funds ex-
14 pended for each of the purposes specified in sub-
15 sections (g), (h), and (i).

16 “(k) RELATION TO OTHER AUTHORITY.—

17 “(1) OTHER INVASIVE SPECIES CONTROL, PRE-
18 VENTION, AND MANAGEMENT AUTHORITIES.—Noth-
19 ing in this section precludes the Secretary concerned
20 from pursuing or supporting, pursuant to any other
21 provision of law, any activity regarding the control,
22 prevention, or management of an invasive species,
23 including investigations to improve the control, pre-
24 vention, or management of the invasive species.

1 “(2) PUBLIC WATER SUPPLY SYSTEMS.—Noth-
2 ing in this section authorizes the Secretary con-
3 cerned to suspend any water delivery or diversion, or
4 otherwise to prevent the operation of a public water
5 supply system, as a measure to control, manage, or
6 prevent the introduction or spread of an invasive
7 species.

8 “(1) USE OF PARTNERSHIPS.—Subject to the sub-
9 sections (m) and (n), the Secretary concerned may enter
10 into any contract or cooperative agreement with another
11 Federal agency, an eligible State, a federally recognized
12 Indian tribe, a political subdivision of an eligible State,
13 or a private individual or entity to assist with the control
14 and management of an invasive species.

15 “(m) MEMORANDUM OF UNDERSTANDING.—

16 “(1) IN GENERAL.—As a condition of a con-
17 tract or cooperative agreement under subsection (l),
18 the Secretary concerned and the applicable Federal
19 agency, eligible State, political subdivision of an eli-
20 gible State, or private individual or entity shall enter
21 into a memorandum of understanding that de-
22 scribes—

23 “(A) the nature of the partnership between
24 the parties to the memorandum of under-
25 standing; and

1 “(B) the control and management activi-
2 ties to be conducted under the contract or coop-
3 erative agreement.

4 “(2) CONTENTS.—A memorandum of under-
5 standing under this subsection shall contain, at a
6 minimum, the following:

7 “(A) A prioritized listing of each invasive
8 species to be controlled or managed.

9 “(B) An assessment of the total acres of
10 land or area of water infested by the invasive
11 species.

12 “(C) An estimate of the expected total
13 acres of land or area of water infested by the
14 invasive species after control and management
15 of the invasive species is attempted.

16 “(D) A description of each specific, inte-
17 grated pest management option to be used, in-
18 cluding a comparative economic assessment to
19 determine the least-costly method.

20 “(E) Any map, boundary, or Global Posi-
21 tioning System coordinates needed to clearly
22 identify the area in which each control or man-
23 agement activity is proposed to be conducted.

1 “(F) A written assurance that each part-
2 ner will comply with section 15 of the Federal
3 Noxious Weed Act of 1974 (7 U.S.C. 2814).

4 “(3) COORDINATION.—If a partner to a con-
5 tract or cooperative agreement under subsection (l)
6 is an eligible State, political subdivision of an eligible
7 State, or private individual or entity, the memo-
8 randum of understanding under this subsection shall
9 include a description of—

10 “(A) the means by which each applicable
11 control or management effort will be coordi-
12 nated; and

13 “(B) the expected outcomes of managing
14 and controlling the invasive species.

15 “(4) PUBLIC OUTREACH AND AWARENESS EF-
16 FORTS.—If a contract or cooperative agreement
17 under subsection (l) involves any outreach or public
18 awareness effort, the memorandum of understanding
19 under this subsection shall include a list of goals and
20 objectives for each outreach or public awareness ef-
21 fort that have been determined to be efficient to in-
22 form national, regional, State, Tribal, or local audi-
23 ences regarding invasive species control and manage-
24 ment.

1 “(n) INVESTIGATIONS.—The purpose of any invasive
2 species-related investigation carried out under a contract
3 or cooperative agreement under subsection (l) shall be—

4 “(1) to develop solutions and specific rec-
5 ommendations for control and management of
6 invasive species; and

7 “(2) specifically to provide faster implementa-
8 tion of control and management methods.

9 “(o) COORDINATION WITH AFFECTED LOCAL GOV-
10 ERNMENTS.—Each project and activity carried out pursu-
11 ant to this section shall be coordinated with affected local
12 governments in a manner that is consistent with section
13 202(c)(9) of the Federal Land Policy and Management
14 Act of 1976 (43 U.S.C. 1712(c)(9)).”.

15 (c) WILDLIFE CONSERVATION.—

16 (1) REAUTHORIZATIONS.—

17 (A) REAUTHORIZATION OF AFRICAN ELE-
18 PHANT CONSERVATION ACT.—Section 2306(a)
19 of the African Elephant Conservation Act (16
20 U.S.C. 4245(a)) is amended by striking “2007
21 through 2012” and inserting “2019 through
22 2023”.

23 (B) REAUTHORIZATION OF ASIAN ELE-
24 PHANT CONSERVATION ACT OF 1997.—Section
25 8(a) of the Asian Elephant Conservation Act of

1 1997 (16 U.S.C. 4266(a)) is amended by strik-
2 ing “2007 through 2012” and inserting “2019
3 through 2023”.

4 (C) REAUTHORIZATION OF RHINOCEROS
5 AND TIGER CONSERVATION ACT OF 1994.—Sec-
6 tion 10(a) of the Rhinoceros and Tiger Con-
7 servation Act of 1994 (16 U.S.C. 5306(a)) is
8 amended by striking “2007 through 2012” and
9 inserting “2019 through 2023”.

10 (2) AMENDMENTS TO GREAT APE CONSERVA-
11 TION ACT OF 2000.—

12 (A) PANEL.—Section 4(i) of the Great Ape
13 Conservation Act of 2000 (16 U.S.C. 6303(i))
14 is amended—

15 (i) by striking paragraph (1) and in-
16 serting the following:

17 “(1) CONVENTION.—Not later than 1 year after
18 the date of enactment of the Wildlife Innovation and
19 Longevity Driver Act, and every 5 years thereafter,
20 the Secretary may convene a panel of experts on
21 great apes to identify the greatest needs and prior-
22 ities for the conservation of great apes.”;

23 (ii) by redesignating paragraph (2) as
24 paragraph (5); and

1 (iii) by inserting after paragraph (1)
2 the following:

3 “(2) COMPOSITION.—The Secretary shall en-
4 sure that the panel referred to in paragraph (1) in-
5 cludes, to the maximum extent practicable, 1 or
6 more representatives—

7 “(A) from each country that comprises the
8 natural range of great apes; and

9 “(B) with expertise in great ape conserva-
10 tion.

11 “(3) CONSERVATION PLANS.—In identifying the
12 conservation needs and priorities under paragraph
13 (1), the panel referred to in that paragraph shall
14 consider any relevant great ape conservation plan or
15 strategy, including scientific research and findings
16 relating to—

17 “(A) the conservation needs and priorities
18 of great apes;

19 “(B) any regional or species-specific action
20 plan or strategy;

21 “(C) any applicable strategy developed or
22 initiated by the Secretary; and

23 “(D) any other applicable conservation
24 plan or strategy.

1 “(4) FUNDS.—Subject to the availability of ap-
2 propriations, the Secretary may use amounts avail-
3 able to the Secretary to pay for the costs of con-
4 vening and facilitating any meeting of the panel re-
5 ferred to in paragraph (1).”.

6 (B) MULTIYEAR GRANTS.—Section 4 of
7 the Great Ape Conservation Act of 2000 (16
8 U.S.C. 6303) is amended by adding at the end
9 the following:

10 “(j) MULTIYEAR GRANTS.—

11 “(1) AUTHORIZATION.—The Secretary may
12 award to a person who is otherwise eligible for a
13 grant under this section a multiyear grant to carry
14 out a project that the person demonstrates is an ef-
15 fective, long-term conservation strategy for great
16 apes and the habitat of great apes.

17 “(2) EFFECT OF SUBSECTION.—Nothing in this
18 subsection precludes the Secretary from awarding a
19 grant on an annual basis.”.

20 (C) ADMINISTRATIVE EXPENSES.—Section
21 5(b)(2) of the Great Ape Conservation Act of
22 2000 (16 U.S.C. 6304(b)(2)) is amended by
23 striking “\$100,000” and inserting “\$150,000”.

24 (D) AUTHORIZATION OF APPROPRIA-
25 TIONS.—Section 6 of the Great Ape Conserva-

1 tion Act of 2000 (16 U.S.C. 6305) is amended
2 by striking “2006 through 2010” and inserting
3 “2019 through 2023”.

4 (3) AMENDMENTS TO MARINE TURTLE CON-
5 SERVATION ACT OF 2004.—

6 (A) PURPOSE.—Section 2 of the Marine
7 Turtle Conservation Act of 2004 (16 U.S.C.
8 6601) is amended by striking subsection (b)
9 and inserting the following:

10 “(b) PURPOSE.—The purpose of this Act is to assist
11 in the conservation of marine turtles, freshwater turtles,
12 and tortoises and the habitats of marine turtles, fresh-
13 water turtles, and tortoises in foreign countries and terri-
14 tories of the United States by supporting and providing
15 financial resources for projects—

16 “(1) to conserve marine turtle, freshwater tur-
17 tle, and tortoise habitats under the jurisdiction of
18 United States Fish and Wildlife Service programs;

19 “(2) to conserve marine turtles, freshwater tur-
20 tles, and tortoises in those habitats; and

21 “(3) to address other threats to the survival of
22 marine turtles, freshwater turtles, and tortoises, in-
23 cluding habitat loss, poaching of turtles or their
24 eggs, and wildlife trafficking.”.

1 (B) DEFINITIONS.—Section 3 of the Ma-
2 rine Turtle Conservation Act of 2004 (16
3 U.S.C. 6602) is amended—

4 (i) in paragraph (2)—

5 (I) in the matter preceding sub-
6 paragraph (A), by striking “nesting
7 habitats of marine turtles in foreign
8 countries and of marine turtles in
9 those habitats” and inserting “marine
10 turtles, freshwater turtles, and tor-
11 toises, and the habitats of marine tur-
12 tles, freshwater turtles, and tortoises,
13 in foreign countries and territories of
14 the United States under the jurisdic-
15 tion of United States Fish and Wild-
16 life Service programs”;

17 (II) in subparagraphs (A), (B),
18 and (C), by striking “nesting” each
19 place it appears;

20 (III) in subparagraph (D)—

21 (aa) in the matter preceding
22 clause (i), by striking “countries
23 to—” and inserting “countries—
24 ”;

25 (bb) in clause (i)—

1 (AA) by inserting “to”
2 before “protect”; and
3 (BB) by striking “nest-
4 ing” each place it appears;
5 and
6 (cc) in clause (ii), by insert-
7 ing “to” before “prevent”;
8 (IV) in subparagraph (E)(i), by
9 striking “turtles on nesting habitat”
10 and inserting “turtles, freshwater tur-
11 tles, and tortoises”;
12 (V) in subparagraph (F), by
13 striking “turtles over habitat used by
14 marine turtles for nesting” and insert-
15 ing “turtles, freshwater turtles, and
16 tortoises over habitats used by marine
17 turtles, freshwater turtles, and tor-
18 toises”; and
19 (VI) in subparagraph (H), by
20 striking “nesting” each place it ap-
21 pears;
22 (ii) by redesignating paragraphs (3),
23 (4), (5), and (6) as paragraphs (4), (6),
24 (7), and (8), respectively;

1 (iii) by inserting before paragraph (4)
2 (as so redesignated) the following:

3 “(3) FRESHWATER TURTLE.—

4 “(A) IN GENERAL.—The term ‘freshwater
5 turtle’ means any member of the family
6 Carettochelyidae, Chelidae, Chelydridae,
7 Dermatemydidae, Emydidae, Geoemydidae,
8 Kinosternidae, Pelomedusidae, Platysternidae,
9 Podocnemididae, or Trionychidae.

10 “(B) INCLUSIONS.—The term ‘freshwater
11 turtle’ includes—

12 “(i) any part, product, egg, or off-
13 spring of a turtle described in subpara-
14 graph (A); and

15 “(ii) a carcass of such a turtle.”;

16 (iv) by inserting after paragraph (4)
17 (as so redesignated) the following:

18 “(5) HABITAT.—The term ‘habitat’ means any
19 marine turtle, freshwater turtle, or tortoise habitat
20 (including a nesting habitat) that is under the juris-
21 diction of United States Fish and Wildlife Service
22 programs.”; and

23 (v) by inserting after paragraph (8)
24 (as so redesignated) the following:

1 “(9) TERRITORY OF THE UNITED STATES.—

2 The term ‘territory of the United States’ means—

3 “(A) American Samoa;

4 “(B) the Commonwealth of the Northern
5 Mariana Islands;

6 “(C) the Commonwealth of Puerto Rico;

7 “(D) Guam;

8 “(E) the United States Virgin Islands; and

9 “(F) any other territory or possession of
10 the United States.

11 “(10) TORTOISE.—

12 “(A) IN GENERAL.—The term ‘tortoise’
13 means any member of the family Testudinidae.

14 “(B) INCLUSIONS.—The term ‘tortoise’ in-
15 cludes—

16 “(i) any part, product, egg, or off-
17 spring of a tortoise described in subpara-
18 graph (A); and

19 “(ii) a carcass of such a tortoise.”.

20 (C) CONSERVATION ASSISTANCE.—Section
21 4 of the Marine Turtle Conservation Act of
22 2004 (16 U.S.C. 6603) is amended—

23 (i) in the section heading, by striking

24 “**MARINE TURTLE**”;

1 (ii) in subsection (a), by inserting “,
2 freshwater turtles, or tortoises” after “ma-
3 rine turtles”;

4 (iii) in subsection (b)(1)—

5 (I) in the matter preceding sub-
6 paragraph (A), by inserting “, fresh-
7 water turtles, or tortoises” after “ma-
8 rine turtles”;

9 (II) by striking subparagraph (A)

10 and inserting the following:

11 “(A) any wildlife management authority of
12 a foreign country or territory of the United
13 States that has within its boundaries marine
14 turtle, freshwater turtle, or tortoise habitat, if
15 the activities of the authority directly or indi-
16 rectly affect marine turtle, freshwater turtle, or
17 tortoise conservation; or”;

18 (III) in subparagraph (B), by in-
19 serting “, freshwater turtles, or tor-
20 toises” after “marine turtles”;

21 (iv) in subsection (c)(2), in each of
22 subparagraphs (A) and (C), by inserting
23 “and territory of the United States” after
24 “each country”;

1 (v) by striking subsection (d) and in-
2 serting the following:

3 “(d) CRITERIA FOR APPROVAL.—The Secretary may
4 approve a project proposal under this section if the Sec-
5 retary determines that the project will help to restore, re-
6 cover, and sustain a viable population of marine turtles,
7 freshwater turtles, or tortoises in the wild by assisting ef-
8 forts in a foreign country or territory of the United States
9 to implement a marine turtle, freshwater turtle, or tortoise
10 conservation program.”; and

11 (vi) in subsection (e), by striking
12 “marine turtles and their nesting habitats”
13 and inserting “marine turtles, freshwater
14 turtles, or tortoises and the habitats of
15 marine turtles, freshwater turtles, or tor-
16 toises”.

17 (D) MARINE TURTLE CONSERVATION
18 FUND.—Section 5 of the Marine Turtle Con-
19 servation Act of 2004 (16 U.S.C. 6604) is
20 amended—

21 (i) in subsection (a)(2), by striking
22 “section 6” and inserting “section 7(a)”;
23 and

1 (ii) in subsection (b)(2), by striking
2 “3 percent, or up to \$80,000” and insert-
3 ing “5 percent, or up to \$150,000”.

4 (E) ADVISORY GROUP.—Section 6(a) of
5 the Marine Turtle Conservation Act of 2004
6 (16 U.S.C. 6605(a)) is amended by inserting “,
7 freshwater turtles, or tortoises” after “marine
8 turtles”.

9 (F) AUTHORIZATION OF APPROPRIA-
10 TIONS.—Section 7 of the Marine Turtle Con-
11 servation Act of 2004 (16 U.S.C. 6606) is
12 amended to read as follows:

13 **“SEC. 7. AUTHORIZATION OF APPROPRIATIONS.**

14 “(a) IN GENERAL.—There is authorized to be appro-
15 priated to the Fund \$5,000,000 for each of fiscal years
16 2020 through 2024.

17 “(b) ALLOCATION.—Of the amounts made available
18 for each fiscal year pursuant to subsection (a)—

19 “(1) not less than \$1,510,000 shall be used by
20 the Secretary for marine turtle conservation pur-
21 poses in accordance with this Act; and

22 “(2) of the amounts in excess of the amount de-
23 scribed in paragraph (1), not less than 40 percent
24 shall be used by the Secretary for freshwater turtle

1 and tortoise conservation purposes in accordance
2 with this Act.”.

3 (d) PRIZE COMPETITIONS.—

4 (1) DEFINITIONS.—In this subsection:

5 (A) NON-FEDERAL FUNDS.—The term
6 “non-Federal funds” means funds provided
7 by—

8 (i) a State;

9 (ii) a territory of the United States;

10 (iii) 1 or more units of local or tribal
11 government;

12 (iv) a private for-profit entity;

13 (v) a nonprofit organization; or

14 (vi) a private individual.

15 (B) SECRETARY.—The term “Secretary”
16 means the Secretary, acting through the Direc-
17 tor of the United States Fish and Wildlife Serv-
18 ice.

19 (C) WILDLIFE.—The term “wildlife” has
20 the meaning given the term in section 8 of the
21 Fish and Wildlife Coordination Act (16 U.S.C.
22 666b).

23 (2) THEODORE ROOSEVELT GENIUS PRIZE FOR
24 PREVENTION OF WILDLIFE POACHING AND TRAF-
25 FICKING.—

1 (A) DEFINITIONS.—In this paragraph:

2 (i) BOARD.—The term “Board”
3 means the Prevention of Wildlife Poaching
4 and Trafficking Technology Advisory
5 Board established by subparagraph (C)(i).

6 (ii) PRIZE COMPETITION.—The term
7 “prize competition” means the Theodore
8 Roosevelt Genius Prize for the prevention
9 of wildlife poaching and trafficking estab-
10 lished under subparagraph (B).

11 (B) AUTHORITY.—Not later than 180 days
12 after the date of enactment of this Act, the Sec-
13 retary shall establish under section 24 of the
14 Stevenson-Wydler Technology Innovation Act of
15 1980 (15 U.S.C. 3719) a prize competition, to
16 be known as the “Theodore Roosevelt Genius
17 Prize for the prevention of wildlife poaching
18 and trafficking”—

19 (i) to encourage technological innova-
20 tion with the potential to advance the mis-
21 sion of the United States Fish and Wildlife
22 Service with respect to the prevention of
23 wildlife poaching and trafficking; and

1 (ii) to award 1 or more prizes annu-
2 ally for a technological advancement that
3 prevents wildlife poaching and trafficking.

4 (C) ADVISORY BOARD.—

5 (i) ESTABLISHMENT.—There is estab-
6 lished an advisory board, to be known as
7 the “Prevention of Wildlife Poaching and
8 Trafficking Technology Advisory Board”.

9 (ii) COMPOSITION.—The Board shall
10 be composed of not fewer than 9 members
11 appointed by the Secretary, who shall pro-
12 vide expertise in—

13 (I) wildlife trafficking and trade;

14 (II) wildlife conservation and
15 management;

16 (III) biology;

17 (IV) technology development;

18 (V) engineering;

19 (VI) economics;

20 (VII) business development and
21 management; and

22 (VIII) any other discipline, as the
23 Secretary determines to be necessary
24 to achieve the purposes of this para-
25 graph.

1 (iii) DUTIES.—Subject to clause (iv),
2 with respect to the prize competition, the
3 Board shall—

4 (I) select a topic;

5 (II) issue a problem statement;

6 (III) advise the Secretary regard-
7 ing any opportunity for technological
8 innovation to prevent wildlife poaching
9 and trafficking; and

10 (IV) advise winners of the prize
11 competition regarding opportunities to
12 pilot and implement winning tech-
13 nologies in relevant fields, including in
14 partnership with conservation organi-
15 zations, Federal or State agencies,
16 federally recognized Indian tribes, pri-
17 vate entities, and research institutions
18 with expertise or interest relating to
19 the prevention of wildlife poaching
20 and trafficking.

21 (iv) CONSULTATION.—In selecting a
22 topic and issuing a problem statement for
23 the prize competition under subclauses (I)
24 and (II) of clause (iii), respectively, the

1 Board shall consult widely with Federal
2 and non-Federal stakeholders, including—

3 (I) 1 or more Federal agencies
4 with jurisdiction over the prevention
5 of wildlife poaching and trafficking;

6 (II) 1 or more State agencies
7 with jurisdiction over the prevention
8 of wildlife poaching and trafficking;

9 (III) 1 or more State, regional,
10 or local wildlife organizations, the
11 mission of which relates to the preven-
12 tion of wildlife poaching and traf-
13 ficking; and

14 (IV) 1 or more wildlife conserva-
15 tion groups, technology companies, re-
16 search institutions, institutions of
17 higher education, industry associa-
18 tions, or individual stakeholders with
19 an interest in the prevention of wild-
20 life poaching and trafficking.

21 (v) REQUIREMENTS.—The Board
22 shall comply with all requirements under
23 paragraph (7)(A).

24 (D) AGREEMENT WITH NATIONAL FISH
25 AND WILDLIFE FOUNDATION.—

1 (i) IN GENERAL.—The Secretary shall
2 offer to enter into an agreement under
3 which the National Fish and Wildlife
4 Foundation shall administer the prize com-
5 petition.

6 (ii) REQUIREMENTS.—An agreement
7 entered into under clause (i) shall comply
8 with all requirements under paragraph
9 (7)(B).

10 (E) JUDGES.—

11 (i) APPOINTMENT.—The Secretary
12 shall appoint not fewer than 3 judges who
13 shall, except as provided in clause (ii), se-
14 lect the 1 or more annual winners of the
15 prize competition.

16 (ii) DETERMINATION BY SEC-
17 RETARY.—The judges appointed under
18 clause (i) shall not select any annual win-
19 ner of the prize competition if the Sec-
20 retary makes a determination that, in any
21 fiscal year, none of the technological ad-
22 vancements entered into the prize competi-
23 tion merits an award.

24 (F) REPORT TO CONGRESS.—Not later
25 than 60 days after the date on which a cash

1 prize is awarded under this paragraph, the Sec-
2 retary shall submit to the Committee on Envi-
3 ronment and Public Works of the Senate and
4 the Committee on Natural Resources of the
5 House of Representatives a report on the prize
6 competition that includes—

7 (i) a statement by the Board that de-
8 scribes the activities carried out by the
9 Board relating to the duties described in
10 subparagraph (C)(iii);

11 (ii) if the Secretary has entered into
12 an agreement under subparagraph (D)(i),
13 a statement by the National Fish and
14 Wildlife Foundation that describes the ac-
15 tivities carried out by the National Fish
16 and Wildlife Foundation relating to the du-
17 ties described in paragraph (7)(B); and

18 (iii) a statement by 1 or more of the
19 judges appointed under subparagraph (E)
20 that explains the basis on which the winner
21 of the cash prize was selected.

22 (G) TERMINATION OF AUTHORITY.—The
23 Board and all authority provided under this
24 paragraph shall terminate on December 31,
25 2023.

1 (3) THEODORE ROOSEVELT GENIUS PRIZE FOR
2 PROMOTION OF WILDLIFE CONSERVATION.—

3 (A) DEFINITIONS.—In this paragraph:

4 (i) BOARD.—The term “Board”
5 means the Promotion of Wildlife Conserva-
6 tion Technology Advisory Board estab-
7 lished by subparagraph (C)(i).

8 (ii) PRIZE COMPETITION.—The term
9 “prize competition” means the Theodore
10 Roosevelt Genius Prize for the promotion
11 of wildlife conservation established under
12 subparagraph (B).

13 (B) AUTHORITY.—Not later than 180 days
14 after the date of enactment of this Act, the Sec-
15 retary shall establish under section 24 of the
16 Stevenson-Wydler Technology Innovation Act of
17 1980 (15 U.S.C. 3719) a prize competition, to
18 be known as the “Theodore Roosevelt Genius
19 Prize for the promotion of wildlife conserva-
20 tion”—

21 (i) to encourage technological innova-
22 tion with the potential to advance the mis-
23 sion of the United States Fish and Wildlife
24 Service with respect to the promotion of
25 wildlife conservation; and

1 (ii) to award 1 or more prizes annu-
2 ally for a technological advancement that
3 promotes wildlife conservation.

4 (C) ADVISORY BOARD.—

5 (i) ESTABLISHMENT.—There is estab-
6 lished an advisory board, to be known as
7 the “Promotion of Wildlife Conservation
8 Technology Advisory Board”.

9 (ii) COMPOSITION.—The Board shall
10 be composed of not fewer than 9 members
11 appointed by the Secretary, who shall pro-
12 vide expertise in—

13 (I) wildlife conservation and
14 management;

15 (II) biology;

16 (III) technology development;

17 (IV) engineering;

18 (V) economics;

19 (VI) business development and
20 management; and

21 (VII) any other discipline, as the
22 Secretary determines to be necessary
23 to achieve the purposes of this para-
24 graph.

1 (iii) DUTIES.—Subject to clause (iv),
2 with respect to the prize competition, the
3 Board shall—

4 (I) select a topic;

5 (II) issue a problem statement;

6 (III) advise the Secretary regard-
7 ing any opportunity for technological
8 innovation to promote wildlife con-
9 servation; and

10 (IV) advise winners of the prize
11 competition regarding opportunities to
12 pilot and implement winning tech-
13 nologies in relevant fields, including in
14 partnership with conservation organi-
15 zations, Federal or State agencies,
16 federally recognized Indian tribes, pri-
17 vate entities, and research institutions
18 with expertise or interest relating to
19 the promotion of wildlife conservation.

20 (iv) CONSULTATION.—In selecting a
21 topic and issuing a problem statement for
22 the prize competition under subclauses (I)
23 and (II) of clause (iii), respectively, the
24 Board shall consult widely with Federal
25 and non-Federal stakeholders, including—

1 (I) 1 or more Federal agencies
2 with jurisdiction over the promotion of
3 wildlife conservation;

4 (II) 1 or more State agencies
5 with jurisdiction over the promotion of
6 wildlife conservation;

7 (III) 1 or more State, regional,
8 or local wildlife organizations, the
9 mission of which relates to the pro-
10 motion of wildlife conservation; and

11 (IV) 1 or more wildlife conserva-
12 tion groups, technology companies, re-
13 search institutions, institutions of
14 higher education, industry associa-
15 tions, or individual stakeholders with
16 an interest in the promotion of wild-
17 life conservation.

18 (v) REQUIREMENTS.—The Board
19 shall comply with all requirements under
20 paragraph (7)(A).

21 (D) AGREEMENT WITH NATIONAL FISH
22 AND WILDLIFE FOUNDATION.—

23 (i) IN GENERAL.—The Secretary shall
24 offer to enter into an agreement under
25 which the National Fish and Wildlife

1 Foundation shall administer the prize com-
2 petition.

3 (ii) REQUIREMENTS.—An agreement
4 entered into under clause (i) shall comply
5 with all requirements under paragraph
6 (7)(B).

7 (E) JUDGES.—

8 (i) APPOINTMENT.—The Secretary
9 shall appoint not fewer than 3 judges who
10 shall, except as provided in clause (ii), se-
11 lect the 1 or more annual winners of the
12 prize competition.

13 (ii) DETERMINATION BY SEC-
14 RETARY.—The judges appointed under
15 clause (i) shall not select any annual win-
16 ner of the prize competition if the Sec-
17 retary makes a determination that, in any
18 fiscal year, none of the technological ad-
19 vancements entered into the prize competi-
20 tion merits an award.

21 (F) REPORT TO CONGRESS.—Not later
22 than 60 days after the date on which a cash
23 prize is awarded under this paragraph, the Sec-
24 retary shall submit to the Committee on Envi-
25 ronment and Public Works of the Senate and

1 the Committee on Natural Resources of the
2 House of Representatives a report on the prize
3 competition that includes—

4 (i) a statement by the Board that de-
5 scribes the activities carried out by the
6 Board relating to the duties described in
7 subparagraph (C)(iii);

8 (ii) if the Secretary has entered into
9 an agreement under subparagraph (D)(i),
10 a statement by the National Fish and
11 Wildlife Foundation that describes the ac-
12 tivities carried out by the National Fish
13 and Wildlife Foundation relating to the du-
14 ties described in paragraph (7)(B); and

15 (iii) a statement by 1 or more of the
16 judges appointed under subparagraph (E)
17 that explains the basis on which the winner
18 of the cash prize was selected.

19 (G) TERMINATION OF AUTHORITY.—The
20 Board and all authority provided under this
21 paragraph shall terminate on December 31,
22 2023.

23 (4) THEODORE ROOSEVELT GENIUS PRIZE FOR
24 MANAGEMENT OF INVASIVE SPECIES.—

25 (A) DEFINITIONS.—In this paragraph:

1 (i) BOARD.—The term “Board”
2 means the Management of Invasive Species
3 Technology Advisory Board established by
4 subparagraph (C)(i).

5 (ii) PRIZE COMPETITION.—The term
6 “prize competition” means the Theodore
7 Roosevelt Genius Prize for the manage-
8 ment of invasive species established under
9 subparagraph (B).

10 (B) AUTHORITY.—Not later than 180 days
11 after the date of enactment of this Act, the Sec-
12 retary shall establish under section 24 of the
13 Stevenson-Wydler Technology Innovation Act of
14 1980 (15 U.S.C. 3719) a prize competition, to
15 be known as the “Theodore Roosevelt Genius
16 Prize for the management of invasive spe-
17 cies”—

18 (i) to encourage technological innova-
19 tion with the potential to advance the mis-
20 sion of the United States Fish and Wildlife
21 Service with respect to the management of
22 invasive species; and

23 (ii) to award 1 or more prizes annu-
24 ally for a technological advancement that
25 manages invasive species.

1 (C) ADVISORY BOARD.—

2 (i) ESTABLISHMENT.—There is estab-
3 lished an advisory board, to be known as
4 the “Management of Invasive Species
5 Technology Advisory Board”.

6 (ii) COMPOSITION.—The Board shall
7 be composed of not fewer than 9 members
8 appointed by the Secretary, who shall pro-
9 vide expertise in—

10 (I) invasive species;

11 (II) biology;

12 (III) technology development;

13 (IV) engineering;

14 (V) economics;

15 (VI) business development and
16 management; and

17 (VII) any other discipline, as the
18 Secretary determines to be necessary
19 to achieve the purposes of this para-
20 graph.

21 (iii) DUTIES.—Subject to clause (iv),
22 with respect to the prize competition, the
23 Board shall—

24 (I) select a topic;

25 (II) issue a problem statement;

1 (III) advise the Secretary regard-
2 ing any opportunity for technological
3 innovation to manage invasive species;
4 and

5 (IV) advise winners of the prize
6 competition regarding opportunities to
7 pilot and implement winning tech-
8 nologies in relevant fields, including in
9 partnership with conservation organi-
10 zations, Federal or State agencies,
11 federally recognized Indian tribes, pri-
12 vate entities, and research institutions
13 with expertise or interest relating to
14 the management of invasive species.

15 (iv) CONSULTATION.—In selecting a
16 topic and issuing a problem statement for
17 the prize competition under subclauses (I)
18 and (II) of clause (iii), respectively, the
19 Board shall consult widely with Federal
20 and non-Federal stakeholders, including—

21 (I) 1 or more Federal agencies
22 with jurisdiction over the management
23 of invasive species;

1 (II) 1 or more State agencies
2 with jurisdiction over the management
3 of invasive species;

4 (III) 1 or more State, regional,
5 or local wildlife organizations, the
6 mission of which relates to the man-
7 agement of invasive species; and

8 (IV) 1 or more wildlife conserva-
9 tion groups, technology companies, re-
10 search institutions, institutions of
11 higher education, industry associa-
12 tions, or individual stakeholders with
13 an interest in the management of
14 invasive species.

15 (v) REQUIREMENTS.—The Board
16 shall comply with all requirements under
17 paragraph (7)(A).

18 (D) AGREEMENT WITH NATIONAL FISH
19 AND WILDLIFE FOUNDATION.—

20 (i) IN GENERAL.—The Secretary shall
21 offer to enter into an agreement under
22 which the National Fish and Wildlife
23 Foundation shall administer the prize com-
24 petition.

1 (ii) REQUIREMENTS.—An agreement
2 entered into under clause (i) shall comply
3 with all requirements under paragraph
4 (7)(B).

5 (E) JUDGES.—

6 (i) APPOINTMENT.—The Secretary
7 shall appoint not fewer than 3 judges who
8 shall, except as provided in clause (ii), se-
9 lect the 1 or more annual winners of the
10 prize competition.

11 (ii) DETERMINATION BY SEC-
12 RETARY.—The judges appointed under
13 clause (i) shall not select any annual win-
14 ner of the prize competition if the Sec-
15 retary makes a determination that, in any
16 fiscal year, none of the technological ad-
17 vancements entered into the prize competi-
18 tion merits an award.

19 (F) REPORT TO CONGRESS.—Not later
20 than 60 days after the date on which a cash
21 prize is awarded under this paragraph, the Sec-
22 retary shall submit to the Committee on Envi-
23 ronment and Public Works of the Senate and
24 the Committee on Natural Resources of the

1 House of Representatives a report on the prize
2 competition that includes—

3 (i) a statement by the Board that de-
4 scribes the activities carried out by the
5 Board relating to the duties described in
6 subparagraph (C)(iii);

7 (ii) if the Secretary has entered into
8 an agreement under subparagraph (D)(i),
9 a statement by the National Fish and
10 Wildlife Foundation that describes the ac-
11 tivities carried out by the National Fish
12 and Wildlife Foundation relating to the du-
13 ties described in paragraph (7)(B); and

14 (iii) a statement by 1 or more of the
15 judges appointed under subparagraph (E)
16 that explains the basis on which the winner
17 of the cash prize was selected.

18 (G) TERMINATION OF AUTHORITY.—The
19 Board and all authority provided under this
20 paragraph shall terminate on December 31,
21 2023.

22 (5) THEODORE ROOSEVELT GENIUS PRIZE FOR
23 PROTECTION OF ENDANGERED SPECIES.—

24 (A) DEFINITIONS.—In this paragraph:

1 (i) BOARD.—The term “Board”
2 means the Protection of Endangered Spe-
3 cies Technology Advisory Board estab-
4 lished by subparagraph (C)(i).

5 (ii) PRIZE COMPETITION.—The term
6 “prize competition” means the Theodore
7 Roosevelt Genius Prize for the protection
8 of endangered species established under
9 subparagraph (B).

10 (B) AUTHORITY.—Not later than 180 days
11 after the date of enactment of this Act, the Sec-
12 retary shall establish under section 24 of the
13 Stevenson-Wydler Technology Innovation Act of
14 1980 (15 U.S.C. 3719) a prize competition, to
15 be known as the “Theodore Roosevelt Genius
16 Prize for the protection of endangered spe-
17 cies”—

18 (i) to encourage technological innova-
19 tion with the potential to advance the mis-
20 sion of the United States Fish and Wildlife
21 Service with respect to the protection of
22 endangered species; and

23 (ii) to award 1 or more prizes annu-
24 ally for a technological advancement that
25 protects endangered species.

1 (C) ADVISORY BOARD.—

2 (i) ESTABLISHMENT.—There is estab-
3 lished an advisory board, to be known as
4 the “Protection of Endangered Species
5 Technology Advisory Board”.

6 (ii) COMPOSITION.—The Board shall
7 be composed of not fewer than 9 members
8 appointed by the Secretary, who shall pro-
9 vide expertise in—

10 (I) endangered species;

11 (II) biology;

12 (III) technology development;

13 (IV) engineering;

14 (V) economics;

15 (VI) business development and
16 management; and

17 (VII) any other discipline, as the
18 Secretary determines to be necessary
19 to achieve the purposes of this para-
20 graph.

21 (iii) DUTIES.—Subject to clause (iv),
22 with respect to the prize competition, the
23 Board shall—

24 (I) select a topic;

25 (II) issue a problem statement;

1 (III) advise the Secretary regard-
2 ing any opportunity for technological
3 innovation to protect endangered spe-
4 cies; and

5 (IV) advise winners of the prize
6 competition regarding opportunities to
7 pilot and implement winning tech-
8 nologies in relevant fields, including in
9 partnership with conservation organi-
10 zations, Federal or State agencies,
11 federally recognized Indian tribes, pri-
12 vate entities, and research institutions
13 with expertise or interest relating to
14 the protection of endangered species.

15 (iv) CONSULTATION.—In selecting a
16 topic and issuing a problem statement for
17 the prize competition under subclauses (I)
18 and (II) of clause (iii), respectively, the
19 Board shall consult widely with Federal
20 and non-Federal stakeholders, including—

21 (I) 1 or more Federal agencies
22 with jurisdiction over the protection of
23 endangered species;

1 (II) 1 or more State agencies
2 with jurisdiction over the protection of
3 endangered species;

4 (III) 1 or more State, regional,
5 or local wildlife organizations, the
6 mission of which relates to the protec-
7 tion of endangered species; and

8 (IV) 1 or more wildlife conserva-
9 tion groups, technology companies, re-
10 search institutions, institutions of
11 higher education, industry associa-
12 tions, or individual stakeholders with
13 an interest in the protection of endan-
14 gered species.

15 (v) REQUIREMENTS.—The Board
16 shall comply with all requirements under
17 paragraph (7)(A).

18 (D) AGREEMENT WITH NATIONAL FISH
19 AND WILDLIFE FOUNDATION.—

20 (i) IN GENERAL.—The Secretary shall
21 offer to enter into an agreement under
22 which the National Fish and Wildlife
23 Foundation shall administer the prize com-
24 petition.

1 (ii) REQUIREMENTS.—An agreement
2 entered into under clause (i) shall comply
3 with all requirements under paragraph
4 (7)(B).

5 (E) JUDGES.—

6 (i) APPOINTMENT.—The Secretary
7 shall appoint not fewer than 3 judges who
8 shall, except as provided in clause (ii), se-
9 lect the 1 or more annual winners of the
10 prize competition.

11 (ii) DETERMINATION BY SEC-
12 RETARY.—The judges appointed under
13 clause (i) shall not select any annual win-
14 ner of the prize competition if the Sec-
15 retary makes a determination that, in any
16 fiscal year, none of the technological ad-
17 vancements entered into the prize competi-
18 tion merits an award.

19 (F) REPORT TO CONGRESS.—Not later
20 than 60 days after the date on which a cash
21 prize is awarded under this paragraph, the Sec-
22 retary shall submit to the Committee on Envi-
23 ronment and Public Works of the Senate and
24 the Committee on Natural Resources of the

1 House of Representatives a report on the prize
2 competition that includes—

3 (i) a statement by the Board that de-
4 scribes the activities carried out by the
5 Board relating to the duties described in
6 subparagraph (C)(iii);

7 (ii) if the Secretary has entered into
8 an agreement under subparagraph (D)(i),
9 a statement by the National Fish and
10 Wildlife Foundation that describes the ac-
11 tivities carried out by the National Fish
12 and Wildlife Foundation relating to the du-
13 ties described in paragraph (7)(B); and

14 (iii) a statement by 1 or more of the
15 judges appointed under subparagraph (E)
16 that explains the basis on which the winner
17 of the cash prize was selected.

18 (G) TERMINATION OF AUTHORITY.—The
19 Board and all authority provided under this
20 paragraph shall terminate on December 31,
21 2023.

22 (6) THEODORE ROOSEVELT GENIUS PRIZE FOR
23 NONLETHAL MANAGEMENT OF HUMAN-WILDLIFE
24 CONFLICTS.—

25 (A) DEFINITIONS.—In this paragraph:

1 (i) BOARD.—The term “Board”
2 means the Nonlethal Management of
3 Human-Wildlife Conflicts Technology Advi-
4 sory Board established by subparagraph
5 (C)(i).

6 (ii) PRIZE COMPETITION.—The term
7 “prize competition” means the Theodore
8 Roosevelt Genius Prize for the nonlethal
9 management of human-wildlife conflicts es-
10 tablished under subparagraph (B).

11 (B) AUTHORITY.—Not later than 180 days
12 after the date of enactment of this Act, the Sec-
13 retary shall establish under section 24 of the
14 Stevenson-Wydler Technology Innovation Act of
15 1980 (15 U.S.C. 3719) a prize competition, to
16 be known as the “Theodore Roosevelt Genius
17 Prize for the nonlethal management of human-
18 wildlife conflicts”—

19 (i) to encourage technological innova-
20 tion with the potential to advance the mis-
21 sion of the United States Fish and Wildlife
22 Service with respect to the nonlethal man-
23 agement of human-wildlife conflicts; and

24 (ii) to award 1 or more prizes annu-
25 ally for a technological advancement that

1 promotes the nonlethal management of
2 human-wildlife conflicts.

3 (C) ADVISORY BOARD.—

4 (i) ESTABLISHMENT.—There is estab-
5 lished an advisory board, to be known as
6 the “Nonlethal Management of Human-
7 Wildlife Conflicts Technology Advisory
8 Board”.

9 (ii) COMPOSITION.—The Board shall
10 be composed of not fewer than 9 members
11 appointed by the Secretary, who shall pro-
12 vide expertise in—

13 (I) nonlethal wildlife manage-
14 ment;

15 (II) social aspects of human-wild-
16 life conflict management;

17 (III) biology;

18 (IV) technology development;

19 (V) engineering;

20 (VI) economics;

21 (VII) business development and
22 management; and

23 (VIII) any other discipline, as the
24 Secretary determines to be necessary

1 to achieve the purposes of this para-
2 graph.

3 (iii) DUTIES.—Subject to clause (iv),
4 with respect to the prize competition, the
5 Board shall—

6 (I) select a topic;

7 (II) issue a problem statement;

8 (III) advise the Secretary regard-
9 ing any opportunity for technological
10 innovation to promote the nonlethal
11 management of human-wildlife con-
12 flicts; and

13 (IV) advise winners of the prize
14 competition regarding opportunities to
15 pilot and implement winning tech-
16 nologies in relevant fields, including in
17 partnership with conservation organi-
18 zations, Federal or State agencies,
19 federally recognized Indian tribes, pri-
20 vate entities, and research institutions
21 with expertise or interest relating to
22 the nonlethal management of human-
23 wildlife conflicts.

24 (iv) CONSULTATION.—In selecting a
25 topic and issuing a problem statement for

1 the prize competition under subclauses (I)
2 and (II) of subparagraph (C), respectively,
3 the Board shall consult widely with Fed-
4 eral and non-Federal stakeholders, includ-
5 ing—

6 (I) 1 or more Federal agencies
7 with jurisdiction over the management
8 of native wildlife species at risk due to
9 conflict with human activities;

10 (II) 1 or more State agencies
11 with jurisdiction over the management
12 of native wildlife species at risk due to
13 conflict with human activities;

14 (III) 1 or more State, regional,
15 or local wildlife organizations, the
16 mission of which relates to the man-
17 agement of native wildlife species at
18 risk due to conflict with human activi-
19 ties; and

20 (IV) 1 or more wildlife conserva-
21 tion groups, technology companies, re-
22 search institutions, institutions of
23 higher education, industry associa-
24 tions, or individual stakeholders with
25 an interest in the management of na-

1 tive wildlife species at risk due to con-
2 flict with human activities.

3 (v) REQUIREMENTS.—The Board
4 shall comply with all requirements under
5 paragraph (7)(A).

6 (D) AGREEMENT WITH NATIONAL FISH
7 AND WILDLIFE FOUNDATION.—

8 (i) IN GENERAL.—The Secretary shall
9 offer to enter into an agreement under
10 which the National Fish and Wildlife
11 Foundation shall administer the prize com-
12 petition.

13 (ii) REQUIREMENTS.—An agreement
14 entered into under clause (i) shall comply
15 with all requirements under paragraph
16 (7)(B).

17 (E) JUDGES.—

18 (i) APPOINTMENT.—The Secretary
19 shall appoint not fewer than 3 judges who
20 shall, except as provided in clause (ii), se-
21 lect the 1 or more annual winners of the
22 prize competition.

23 (ii) DETERMINATION BY SEC-
24 RETARY.—The judges appointed under
25 clause (i) shall not select any annual win-

1 ner of the prize competition if the Sec-
2 retary makes a determination that, in any
3 fiscal year, none of the technological ad-
4 vancements entered into the prize competi-
5 tion merits an award.

6 (F) REPORT TO CONGRESS.—Not later
7 than 60 days after the date on which a cash
8 prize is awarded under this paragraph, the Sec-
9 retary shall submit to the Committee on Envi-
10 ronment and Public Works of the Senate and
11 the Committee on Natural Resources of the
12 House of Representatives a report on the prize
13 competition that includes—

14 (i) a statement by the Board that de-
15 scribes the activities carried out by the
16 Board relating to the duties described in
17 subparagraph (C)(iii);

18 (ii) if the Secretary has entered into
19 an agreement under subparagraph (D)(i),
20 a statement by the National Fish and
21 Wildlife Foundation that describes the ac-
22 tivities carried out by the National Fish
23 and Wildlife Foundation relating to the du-
24 ties described in paragraph (7)(B); and

1 (iii) a statement by 1 or more of the
2 judges appointed under subparagraph (E)
3 that explains the basis on which the winner
4 of the cash prize was selected.

5 (G) TERMINATION OF AUTHORITY.—The
6 Board and all authority provided under this
7 paragraph shall terminate on December 31,
8 2023.

9 (7) ADMINISTRATION OF PRIZE COMPETI-
10 TIONS.—

11 (A) ADDITIONAL REQUIREMENTS FOR AD-
12 VISORY BOARDS.—An advisory board estab-
13 lished under paragraph (2)(C)(i), (3)(C)(i),
14 (4)(C)(i), (5)(C)(i), or (6)(C)(i) (referred to in
15 this paragraph as a “Board”) shall comply with
16 the following requirements:

17 (i) TERM; VACANCIES.—

18 (I) TERM.—A member of the
19 Board shall serve for a term of 5
20 years.

21 (II) VACANCIES.—A vacancy on
22 the Board—

23 (aa) shall not affect the
24 powers of the Board; and

1 (bb) shall be filled in the
2 same manner as the original ap-
3 pointment was made.

4 (ii) INITIAL MEETING.—Not later
5 than 30 days after the date on which all
6 members of the Board have been ap-
7 pointed, the Board shall hold the initial
8 meeting of the Board.

9 (iii) MEETINGS.—

10 (I) IN GENERAL.—The Board
11 shall meet at the call of the Chair-
12 person.

13 (II) REMOTE PARTICIPATION.—

14 (aa) IN GENERAL.—Any
15 member of the Board may par-
16 ticipate in a meeting of the
17 Board through the use of—

18 (AA) teleconferencing;

19 or

20 (BB) any other remote
21 business telecommunications
22 method that allows each
23 participating member to si-
24 multaneously hear each

1 other participating member
2 during the meeting.

3 (bb) PRESENCE.—A member
4 of the Board who participates in
5 a meeting remotely under item
6 (aa) shall be considered to be
7 present at the meeting.

8 (iv) QUORUM.—A majority of the
9 members of the Board shall constitute a
10 quorum, but a lesser number of members
11 may hold a meeting.

12 (v) CHAIRPERSON AND VICE CHAIR-
13 PERSON.—The Board shall select a Chair-
14 person and Vice Chairperson from among
15 the members of the Board.

16 (vi) ADMINISTRATIVE COST REDUC-
17 TION.—The Board shall, to the maximum
18 extent practicable, minimize the adminis-
19 trative costs of the Board, including by en-
20 couraging the remote participation de-
21 scribed in clause (iii)(II)(aa) to reduce
22 travel costs.

23 (B) AGREEMENTS WITH NATIONAL FISH
24 AND WILDLIFE FOUNDATION.—Any agreement
25 entered into under paragraph (2)(D)(i),

1 (3)(D)(i), (4)(D)(i), (5)(D)(i), or (6)(D)(i) shall
2 comply with the following requirements:

3 (i) DUTIES.—An agreement shall pro-
4 vide that the National Fish and Wildlife
5 Foundation shall—

6 (I) advertise the prize competi-
7 tion;

8 (II) solicit prize competition par-
9 ticipants;

10 (III) administer funds relating to
11 the prize competition;

12 (IV) receive Federal funds—

13 (aa) to administer the prize
14 competition; and

15 (bb) to award a cash prize;

16 (V) carry out activities to gen-
17 erate contributions of non-Federal
18 funds to offset, in whole or in part—

19 (aa) the administrative costs
20 of the prize competition; and

21 (bb) the costs of a cash
22 prize;

23 (VI) in consultation with, and
24 subject to final approval by, the Sec-

1 retary, develop criteria for the selec-
2 tion of prize competition winners;

3 (VII) provide advice and con-
4 sultation to the Secretary on the se-
5 lection of judges under paragraphs
6 (2)(E), (3)(E), (4)(E), (5)(E), and
7 (6)(E) based on criteria developed in
8 consultation with, and subject to the
9 final approval of, the Secretary;

10 (VIII) announce 1 or more an-
11 nual winners of the prize competition;

12 (IX) subject to clause (ii), award
13 1 cash prize annually; and

14 (X) protect against unauthorized
15 use or disclosure by the National Fish
16 and Wildlife Foundation of any trade
17 secret or confidential business infor-
18 mation of a prize competition partici-
19 pant.

20 (ii) ADDITIONAL CASH PRIZES.—An
21 agreement shall provide that the National
22 Fish and Wildlife Foundation may award
23 more than 1 cash prize annually if the ini-
24 tial cash prize referred to in clause (i)(IX)

1 and any additional cash prize are awarded
2 using only non-Federal funds.

3 (iii) SOLICITATION OF FUNDS.—An
4 agreement shall provide that the National
5 Fish and Wildlife Foundation—

6 (I) may request and accept Fed-
7 eral funds and non-Federal funds for
8 a cash prize;

9 (II) may accept a contribution
10 for a cash prize in exchange for the
11 right to name the prize; and

12 (III) shall not give special consid-
13 eration to any Federal agency or non-
14 Federal entity in exchange for a dona-
15 tion for a cash prize awarded under
16 this subsection.

17 (C) AWARD AMOUNTS.—

18 (i) IN GENERAL.—The amount of the
19 initial cash prize referred to in subpara-
20 graph (B)(i)(IX) shall be \$100,000.

21 (ii) ADDITIONAL CASH PRIZES.—On
22 notification by the National Fish and Wild-
23 life Foundation that non-Federal funds are
24 available for an additional cash prize, the

1 Secretary shall determine the amount of
2 the additional cash prize.

Calendar No. 20

116TH CONGRESS
1ST Session
S. 268

A BILL

To reauthorize the Partners for Fish and Wildlife Program and certain wildlife conservation funds, to establish prize competitions relating to the prevention of wildlife poaching and trafficking, wildlife conservation, the management of invasive species, and the protection of endangered species, to amend the Marine Turtle Conservation Act of 2004 to modify the protections provided by that Act, and for other purposes.

FEBRUARY 5, 2019

Reported without amendment