

T. Burr
S.L.C.

AMENDMENT NO. _____ Calendar No. _____

Purpose: To ensure that the Secretary of the Interior collaborates fully with State and local authorities and certain non-profit entities in managing the Corolla Wild Horse population on Federal land.

IN THE _____

AMENDMENT N^o 3175

By *Burr*

To *Amdt. No. 2953*

Refer *41*

Page(s)

GPO: 2014 91-623 (mac)

AMENDMENT intended to be proposed by Mr. BURR (for himself and Mr. TILLIS) to the amendment (No. 2953) proposed by Ms. MURKOWSKI

Viz:

- 1 At the end of subtitle E of title IV, add the following:
- 2 **SEC. 44__ . WILD HORSES IN AND AROUND THE**
- 3 **CURRITUCK NATIONAL WILDLIFE REFUGE.**
- 4 (a) AGREEMENT REQUIRED.—
- 5 (1) IN GENERAL.—Not later than 180 days
- 6 after the date of enactment of this Act, the Sec-
- 7 retary of the Interior (referred to in this section as
- 8 the “Secretary”) shall enter into an agreement with
- 9 the Corolla Wild Horse Fund (a nonprofit corpora-
- 10 tion established under the laws of the State of North

1 Carolina), the County of Currituck, North Carolina,
2 and the State of North Carolina to provide for man-
3 agement of free-roaming wild horses in and around
4 the Currituck National Wildlife Refuge.

5 (2) TERMS.—The agreement shall—

6 (A) allow a herd of not fewer than 110 and
7 not more than 130 free-roaming wild horses in
8 and around the refuge, with a target population
9 of between 120 and 130 free-roaming wild
10 horses;

11 (B) provide for cost-effective management
12 of the horses while ensuring that natural re-
13 sources within the refuge are not adversely im-
14 pacted;

15 (C) provide for introduction of a small
16 number of free-roaming wild horses from the
17 herd at Cape Lookout National Seashore as is
18 necessary to maintain the genetic viability of
19 the herd in and around the Currituck National
20 Wildlife Refuge; and

21 (D) specify that the Corolla Wild Horse
22 Fund shall pay the costs associated with—

23 (i) coordinating a periodic census and
24 inspecting the health of the horses;

1 (ii) maintaining records of the horses
2 living in the wild and in confinement;

3 (iii) coordinating the removal and
4 placement of horses and monitoring of any
5 horses removed from the Currituck County
6 Outer Banks; and

7 (iv) administering a viable population
8 control plan for the horses, including auc-
9 tions, adoptions, contraceptive fertility
10 methods, and other viable options.

11 (b) CONDITIONS FOR EXCLUDING WILD HORSES
12 FROM REFUGE.—The Secretary shall not exclude free-
13 roaming wild horses from any portion of the Currituck
14 National Wildlife Refuge unless—

15 (1) the Secretary finds that the presence of
16 free-roaming wild horses on a portion of that refuge
17 threatens the survival of an endangered species for
18 which that land is designated as critical habitat
19 under the Endangered Species Act of 1973 (16
20 U.S.C. 1531 et seq.);

21 (2) the finding is based on a credible peer-re-
22 viewed scientific assessment; and

23 (3) the Secretary provides a period of public no-
24 tice and comment on that finding.

1 (c) REQUIREMENTS FOR INTRODUCTION OF HORSES
2 FROM CAPE LOOKOUT NATIONAL SEASHORE.—During
3 the effective period of the memorandum of understanding
4 between the National Park Service and the Foundation
5 for Shackleford Horses, Inc. (a non-profit corporation or-
6 ganized under the laws of and doing business in the State
7 of North Carolina) signed in 2007, no horse may be re-
8 moved from Cape Lookout National Seashore for intro-
9 duction at Currituck National Wildlife Refuge except—

10 (1) with the approval of the Foundation; and
11 (2) consistent with the terms of the memo-
12 randum (or any successor agreement) and the Man-
13 agement Plan for the Shackleford Banks Horse
14 Herd signed in January 2006 (or any successor
15 management plan).

16 (d) NO LIABILITY CREATED.—Nothing in this sec-
17 tion creates liability for the United States for any damage
18 caused by the free-roaming wild horses to any person or
19 property located inside or outside the boundaries of the
20 Currituck National Wildlife Refuge.