

116TH CONGRESS
2D SESSION

H. R. 5638

To amend the Endangered Species Act to prevent a species that is not native to the United States from being listed as an endangered species or a threatened species, to prohibit certain types of financial assistance, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 16, 2020

Mr. BIGGS (for himself, Mr. GOSAR, Mr. NEWHOUSE, Ms. CHENEY, Mr. CRAWFORD, and Mr. GIANFORTE) introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To amend the Endangered Species Act to prevent a species that is not native to the United States from being listed as an endangered species or a threatened species, to prohibit certain types of financial assistance, 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 “American Sovereignty
5 and Species Protection Act”.

1 **SEC. 2. LIMITATION ON LISTING OF NOT NATIVE SPECIES**
2 **AND PROVISION OF CERTAIN FINANCIAL AS-**
3 **SISTANCE.**

4 (a) LIMITATION ON LISTING OF NOT NATIVE SPE-
5 CIES.—Section 4(a)(2) of the Endangered Species Act of
6 1973 (16 U.S.C. 1533(a)(2)) is amended by adding at the
7 end the following:

8 “(D) NOT NATIVE SPECIES.—The Sec-
9 retary may not determine that a species is an
10 endangered species or a threatened species pur-
11 suant to section 4 if such species is not native
12 to the United States.”.

13 (b) LIMITATION ON PROVISION OF CERTAIN FINAN-
14 CIAL ASSISTANCE.—Section 8(a) of the Endangered Spe-
15 cies Act of 1973 (16 U.S.C. 1537(a)) is amended—

16 (1) by striking “As a demonstration of” and in-
17 serting the following:

18 “(1) IN GENERAL.—As a demonstration of”;

19 (2) by striking “(which includes, but is not lim-
20 ited to, the acquisition, by lease or otherwise, of
21 lands, waters, or interests therein)”; and

22 (3) by adding at the end the following:

23 “(2) PROHIBITION ON PURCHASING LAND IN A
24 FOREIGN COUNTRY.—No financial assistance pro-
25 vided under paragraph (1) may be used to acquire,

- 1 by lease or otherwise, lands, waters, or other inter-
- 2 ests in a foreign country.”.

