

Public Law 95-212  
95th Congress

An Act

To authorize appropriations for fiscal years 1978, 1979, and 1980 to carry out State cooperative programs under the Endangered Species Act of 1973.

Dec. 19, 1977

[S. 1316]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 6 of the Endangered Species Act of 1973 (16 U.S.C. 1535) is amended—

Endangered  
Species Act of  
1973,  
amendment.  
Cooperative  
agreements.

(1) by striking out the period at the end of subsection (c) and inserting in lieu thereof “; or”, and by adding at the end of such subsection the following:

“that under the State program—

“(A) the requirements set forth in paragraphs (3), (4), and (5) of this subsection are complied with, and

“(B) plans are included under which immediate attention will be given to those resident species of fish and wildlife which are determined by the Secretary or the State agency to be endangered or threatened and which the Secretary and the State agency agree are most urgently in need of conservation programs; except that a cooperative agreement entered into with a State whose program is deemed adequate and active pursuant to subparagraph (A) and this subparagraph shall not affect the applicability of prohibitions set forth in or authorized pursuant to section 4(d) or section 9 (a) (1) with respect to the taking of any resident endangered or threatened species.”; and

16 USC 1533.  
16 USC 1538.

(2) by amending subsection (i) to read as follows:

Appropriation  
authorization.

“(i) APPROPRIATIONS.—For the purposes of this section, there are authorized to be appropriated not to exceed the following sums:

“(1) \$10,000,000 through the period ending September 30, 1977.

“(2) \$16,000,000 for the period beginning October 1, 1977, and ending September 30, 1981.”.

Approved December 19, 1977.

LEGISLATIVE HISTORY:

HOUSE REPORTS: No. 95-333 accompanying H.R. 6405 (Comm. on Merchant Marine and Fisheries) and No. 95-823 (Comm. of Conference).

SENATE REPORTS: No. 95-186 (Comm. on Environment and Public Works) and No. 95-607 (Comm. of Conference).

CONGRESSIONAL RECORD, Vol. 123 (1977):

May 25, considered and passed Senate.

Oct. 18, considered and passed House, amended, in lieu of H.R. 6405.

Nov. 29, Senate agreed to conference report.

Nov. 30, House agreed to conference report.