

111TH CONGRESS  
1ST SESSION

# H. R. 3710

To end the use of body-gripping traps in the National Wildlife Refuge System.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 1, 2009

Mrs. LOWEY (for herself, Mr. VAN HOLLEN, Mr. MORAN of Virginia, Ms. LEE of California, Mr. LEWIS of Georgia, Mr. SHERMAN, Ms. BERKLEY, Mr. ROTHMAN of New Jersey, Mr. GEORGE MILLER of California, Mr. FARR, Mr. BLUMENAUER, Mr. HINCHEY, Mr. RANGEL, Mr. FRANK of Massachusetts, Mr. BERMAN, Ms. DELAURO, Mr. WEXLER, Mr. GRIJALVA, Mr. STARK, Mr. JOHNSON of Georgia, Mr. CONYERS, Mrs. MALONEY, Mr. HARE, Mr. MARKEY of Massachusetts, Mr. HOLT, Ms. WOOLSEY, Mr. CROWLEY, Ms. ZOE LOFGREN of California, Mrs. CAPPS, Mr. PASCRELL, Mr. MOORE of Kansas, Mr. ACKERMAN, Mr. SERRANO, Ms. BALDWIN, Ms. SCHAKOWSKY, and Mr. WU) introduced the following bill; which was referred to the Committee on Natural Resources

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## A BILL

To end the use of body-gripping traps in the National  
Wildlife Refuge System.

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 “Refuge from Cruel  
5 Trapping Act”.

1 **SEC. 2. POSSESSION OR USE OF BODY-GRIPPING TRAP PRO-**  
2 **HIBITED.**

3 The National Wildlife Refuge System Administration  
4 Act of 1966 (16 U.S.C. 668dd et seq.) is amended by add-  
5 ing at the end the following:

6 **“SEC. 6. POSSESSION OR USE OF BODY-GRIPPING TRAP**  
7 **PROHIBITED.**

8 “(a) IN GENERAL.—No person may possess or use  
9 a body-gripping trap in the System.

10 “(b) ENFORCEMENT PROVISIONS.—Notwithstanding  
11 section 4(f), a person who possesses or uses a body-grip-  
12 ping trap in the System shall be subject to the following:

13 “(1) In the case of a first offense, a civil fine  
14 of not more than \$500 imposed by the Secretary for  
15 each body-gripping trap possessed or used.

16 “(2) In the case of a subsequent offense—

17 “(A) a civil fine of not more than \$1000  
18 imposed by the Secretary for each body-grip-  
19 ping trap possessed or used;

20 “(B) imprisonment for not more than 180  
21 days; or

22 “(C) both a civil fine and imprisonment in  
23 accordance with subparagraphs (A) and (B).

24 “(c) FORFEITURE OF BODY-GRIPPING TRAP.—Any  
25 body-gripping trap that is possessed or used in violation  
26 of this section, and any wildlife captured by the use of

1 such trap, including the pelt or raw fur, shall be subject  
2 to forfeiture to the United States in accordance with the  
3 provisions of chapter 46 of title 18, United States Code,  
4 relating to civil forfeitures.

5 “(d) PAYMENT OF COURT COSTS AND OTHER ASSO-  
6 CIATED EXPENSES.—A person found to be in violation of  
7 subsection (a) shall pay all court costs associated there-  
8 with.

9 “(e) REGULATIONS.—Not later than 120 days after  
10 the date of the enactment of this section, the Secretary  
11 shall issue any regulations necessary to carry out this sec-  
12 tion.

13 “(f) DEFINITION.—As used in this section, the term  
14 ‘body-gripping trap’—

15 “(1) means any device that is intended to kill  
16 or capture wildlife by physically restraining any part  
17 of the animal;

18 “(2) includes any steel-jaw, padded, or other  
19 modified leghold trap, kill-type trap, snare trap, or  
20 any modified version of any such trap; and

21 “(3) does not include any cage or box trap or  
22 suitcase-type live beaver trap.”.

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