^{111TH CONGRESS} 2D SESSION H.R. 5482

To direct the Secretary of the Interior to enter into an agreement to provide for management of the free-roaming wild horses in and around the Currituck National Wildlife Refuge.

IN THE HOUSE OF REPRESENTATIVES

JUNE 8, 2010

Mr. JONES (for himself and Mr. COBLE) introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

- To direct the Secretary of the Interior to enter into an agreement to provide for management of the free-roaming wild horses in and around the Currituck National Wildlife Refuge.
 - 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.

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4 This Act may be cited as the "Corolla Wild Horses5 Protection Act".

6 SEC. 2. WILD HORSES IN AND AROUND THE CURRITUCK

NATIONAL WILDLIFE REFUGE.

8 (a) AGREEMENT REQUIRED.—

1	(1) IN GENERAL.—The Secretary of the Inte-
2	rior shall enter into an agreement with the Corolla
3	Wild Horse Fund (a nonprofit corporation estab-
4	lished under the laws of the State of North Caro-
5	lina), the County of Currituck, North Carolina, and
6	the State of North Carolina within 180 days after
7	the date of enactment of this Act to provide for
8	management of free-roaming wild horses in and
9	around the Currituck National Wildlife Refuge.
10	(2) TERMS.—The agreement shall—
11	(A) allow a herd of not less than 110 free-
12	roaming wild horses in and around such refuge,
13	with a target population of between 120 and
14	130 free-roaming wild horses;
15	(B) provide for cost-effective management
16	of the horses while ensuring that natural re-
17	sources within the refuge are not adversely im-
18	pacted; and
19	(C) provide for introduction of a small
20	number of free-roaming wild horses from the
21	herd at Cape Lookout National Seashore as is
22	necessary to maintain the genetic viability of
23	the herd in and around the Currituck National
24	Wildlife Refuge.

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

5 (1) the Secretary finds that the presence of
6 free-roaming wild horses on a portion of the Refuge
7 threatens the survival of an endangered species for
8 which such land is designated as critical habitat
9 under the Endangered Species Act of 1973 (16
10 U.S.C. 1531 et seq.);

11 (2) such finding is based on a credible peer-re-12 viewed scientific assessment; and

13 (3) the Secretary provides a period of public no-14 tice and comment on that finding.

15 (c) Requirements for Introduction of Horses FROM CAPE LOOKOUT NATIONAL SEASHORE.—During 16 the effective period of the memorandum of understanding 17 between the National Park Service and the Foundation 18 for Shackleford Horses, Inc. (a non-profit corporation or-19 20 ganized under the laws of and doing business in the State 21 of North Carolina) signed in 2007, no horse may be re-22 moved from Cape Lookout National Seashore for intro-23 duction at Currituck National Wildlife Refuge except— 24 (1) with the approval of the Foundation; and

(2) consistent with the terms of such memo randum (or any successor agreement) and the Man agement Plan for the Shackleford Banks Horse
 Herd signed in January 2006 (or any successor
 management plan).

6 (d) NO LIABILITY CREATED.—Nothing in this sec7 tion shall be construed as creating liability for the United
8 States for any damages caused by the free-roaming wild
9 horses to any person or property located inside or outside
10 the boundaries of the refuge.

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