

AMENDMENT TO H.R. 1
OFFERED BY MR. GAETZ OF FLORIDA

Page 170, after line 4, insert the following:

1 **TITLE VII—MISCELLANEOUS**

2 **SEC. 20701. EXEMPTION UNDER MARINE MAMMAL PROTEC-**
3 **TION ACT OF 1972 FOR CERTAIN ACTIVITIES**
4 **THAT MAY RESULT IN INCIDENTAL TAKE OF**
5 **RICE'S WHALE.**

6 (a) EXEMPTION PROCESS REQUIRED.—The Sec-
7 retary of Commerce, the Secretary of the Interior, and the
8 Secretary of Defense, as appropriate, shall begin the proc-
9 ess under section 101(f)(1) of the Marine Mammal Protec-
10 tion Act of 1972 (16 U.S.C. 1371(f)(1)) to exempt from
11 the requirements of that Act, as applicable, training and
12 testing activities, including those that involve the use of
13 live or inert impact weapons or aerial gunnery, conducted
14 by the Secretary of the Air Force on the Eglin Gulf Test
15 and Training Range, located at Eglin Air Force Base, that
16 may result in incidental take of the Rice's whale
17 (*Balaenoptera ricei*).

18 (b) NOTIFICATION REQUIREMENT SATISFIED.—If
19 the Secretary of Defense issues an exemption pursuant to
20 subsection (a) the notification requirement under section

1 101(f)(4) of the Marine Mammal Protection Act of 1972
2 (16 U.S.C. 1371(f)(4)) shall be deemed to be satisfied
3 upon issuance of the exemption.

