AMENDMENT TO RULES COMMITTEE PRINT 117–31

OFFERED BY MR. QUIGLEY OF ILLINOIS

Page 1668, after line 13, add the following:

SEC. 71104. PROHIBITION OF IMPORT, EXPORT, AND SALE OF CERTAIN LIVE WILD ANIMALS FOR HUMAN CONSUMPTION.

(a) PROHIBITION.—Chapter 3 of title 18, United States Code, is amended by inserting after section 43 the following new section:

§ 44. Prohibition of import, export, and sale of certain live wild animals for human consumption

“(a) DEFINITIONS.—In this section—

“(1) the phrase ‘human consumption’ shall include all consumption as food or medicine except consumption that is incidental to legal and regulated hunting, fishing, or trapping activities for subsistence, sport, or recreation;

“(2) the term ‘live wild animal’ means a live wild mammal, bird, reptile, or amphibian, whether or not bred, hatched, or born in captivity with the exception of ruminants; and
“(3) the term ‘wild’ has the meaning given that term in section 42.

“(b) PROHIBITIONS.—It shall be unlawful for any person—

“(1) to import or export, or offer to import or export, any live wild animal for human consumption as food or medicine;

“(2) to sell, offer to sell, purchase, or offer to purchase, for human consumption as food or medicine a live wild animal, including but not limited to, through sale or purchase at a live animal market; or

“(3) to attempt to commit any act described in paragraph (1) or (2).

“(c) PENALTIES.—

“(1) IN GENERAL.—Any person who knowingly violates subsection (b) shall be imprisoned for not more than 5 years, fined in accordance with section 3571, or both.

“(2) MULTIPLE VIOLATIONS.—Each violation of subsection (b) shall constitute a separate offense.

“(3) VENUE.—A violation of subsection (b) may be prosecuted in the Federal judicial district in which the live wild animal at issue was sold, purchased, transported, slaughtered, processed, kept, or
consumed, or any judicial district in which such ac-
tion was offered or attempted.

“(d) ENFORCEMENT.—The provisions of this section,
and any regulations issued pursuant thereto, shall be en-
forced by the Secretary of Interior. The Secretary may
utilize by agreement, with or without reimbursement, the
personnel, services, equipment, and facilities of any other
Federal agency or any State agency or Indian tribe for
purposes of enforcing this section.”.

(b) CONFORMING AMENDMENTS.—

(1) TABLE.—The table of sections for chapter
3 of title 18, United States Code, is amended by in-
serting after the item relating to section 43 the fol-
lowing:

“44. Prohibition of import, export, and sale of certain live wild animals for
human consumption.”.

(2) LACEY ACT AMENDMENTS OF 1981.—Section
5 of the Lacey Act Amendments of 1981 (16 U.S.C.
3374) is amended—

(A) in subsection (a)(1)—

(i) by deleting “or any” and inserting
“any”; and

(ii) by inserting “or section 44 of title
18, United States Code,” before “shall be
subject”;
(B) in subsection (a)(2), by inserting “or under section 44 of title 18, United States Code,” before “for which a felony”;  

(C) in subsection (c), by inserting “or under section 44 of title 18, United States Code,” before “shall be liable”.  

(3) TITLE 18.—Section 1956(e)(7)(D) of title 18, United States Code, is amended by inserting “section 44 (relating to the prohibition of import, export, and sale of certain live wild animals for human consumption),” after “section 37 (related to violence at international airports),”.

(e) FUNDING.—There is authorized to be appropriated to carry out section 44 of title 18, United States Code, as added by subsection (a), $25,000,000 for each of fiscal years 2023 through 2032 for the U.S. Fish and Wildlife Service and $10,000,000 for each of fiscal years 2023 through 2032 for the Department of Justice.