

SHORT TITLE OF 2006 AMENDMENT

Pub. L. 109-363, title III, §301, Oct. 17, 2006, 120 Stat. 2075, provided that: “This title [amending this section and sections 6102 to 6104 and 6106 to 6109 of this title and enacting provisions set out as notes under sections 6106 and 6108 of this title] may be cited as the ‘Neotropical Migratory Bird Conservation Improvement Act of 2006’.”

SHORT TITLE

Pub. L. 106-247, §1, July 20, 2000, 114 Stat. 593, provided that: “This Act [enacting this chapter] may be cited as the ‘Neotropical Migratory Bird Conservation Act’.”

§ 6102. Purposes

The purposes of this chapter are—

- (1) to perpetuate healthy populations of neotropical migratory birds;
- (2) to assist in the conservation of neotropical migratory birds by supporting conservation initiatives in the United States, Canada, Latin America, and the Caribbean; and
- (3) to provide financial resources and to foster international cooperation for those initiatives.

(Pub. L. 106-247, §3, July 20, 2000, 114 Stat. 593; Pub. L. 109-363, title III, §302(b), Oct. 17, 2006, 120 Stat. 2075.)

AMENDMENTS

2006—Par. (2). Pub. L. 109-363 inserted “Canada,” after “United States.”.

§ 6103. Definitions

In this chapter:

(1) Fund

The term “Fund” means the Neotropical Migratory Bird Conservation Fund established by section 6108(a) of this title.¹

(2) Caribbean

The term “Caribbean” includes Puerto Rico and the United States Virgin Islands.

(3) Conservation

The term “conservation” means the use of methods and procedures necessary to bring a species of neotropical migratory bird to the point at which there are sufficient populations in the wild to ensure the long-term viability of the species, including—

- (A) protection and management of neotropical migratory bird populations;
- (B) maintenance, management, protection, and restoration of neotropical migratory bird habitat;
- (C) research and monitoring;
- (D) law enforcement; and
- (E) community outreach and education.

(4) Fund

The term “Fund” means the Neotropical Migratory Bird Conservation Fund established by section 6108(a) of this title.¹

(5) Secretary

The term “Secretary” means the Secretary of the Interior.

(Pub. L. 106-247, §4, July 20, 2000, 114 Stat. 593; Pub. L. 109-363, title III, §302(c), (h)(3)(A), Oct. 17, 2006, 120 Stat. 2075, 2076.)

AMENDMENTS

2006—Par. (1). Pub. L. 109-363, §302(h)(3)(A), added par. (1) and struck out former par. (1). Text read as follows: “The term ‘Account’ means the Neotropical Migratory Bird Conservation Account established by section 6108(a) of this title.”

Pars. (2) to (5). Pub. L. 109-363, §302(c), added pars. (2) and (4) and redesignated former pars. (2) and (3) as (3) and (5), respectively.

§ 6104. Financial assistance**(a) In general**

The Secretary shall establish a program to provide financial assistance for projects to promote the conservation of neotropical migratory birds.

(b) Project applicants

A project proposal may be submitted by—

- (1) an individual, corporation, partnership, trust, association, or other private entity;
- (2) an officer, employee, agent, department, or instrumentality of the Federal Government, of any State, municipality, or political subdivision of a State, or of any foreign government;
- (3) a State, municipality, or political subdivision of a State;
- (4) any other entity subject to the jurisdiction of the United States or of any foreign country; and
- (5) an international organization (as defined in section 288 of title 22).

(c) Project proposals

To be considered for financial assistance for a project under this chapter, an applicant shall submit a project proposal that—

- (1) includes—
 - (A) the name of the individual responsible for the project;
 - (B) a succinct statement of the purposes of the project;
 - (C) a description of the qualifications of individuals conducting the project; and
 - (D) an estimate of the funds and time necessary to complete the project, including sources and amounts of matching funds;
- (2) demonstrates that the project will enhance the conservation of neotropical migratory bird species in the United States, Canada, Latin America, or the Caribbean;
- (3) includes mechanisms to ensure adequate local public participation in project development and implementation;
- (4) contains assurances that the project will be implemented in consultation with relevant wildlife management authorities and other appropriate government officials with jurisdiction over the resources addressed by the project;
- (5) demonstrates sensitivity to local historic and cultural resources and complies with applicable laws;
- (6) describes how the project will promote sustainable, effective, long-term programs to conserve neotropical migratory birds; and

¹ So in original. Pars. (1) and (4) have identical text.