

119TH CONGRESS
1ST SESSION

S. 171

To remove the lesser prairie-chicken from the lists of threatened species and endangered species published pursuant to the Endangered Species Act of 1973, to amend that Act to exclude the lesser prairie-chicken from the authority of that Act, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 21, 2025

Mr. MARSHALL (for himself, Mr. LANKFORD, Mr. MULLIN, and Mr. MORAN) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To remove the lesser prairie-chicken from the lists of threatened species and endangered species published pursuant to the Endangered Species Act of 1973, to amend that Act to exclude the lesser prairie-chicken from the authority of that Act, and for other purposes.

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. DELISTING OF LESSER PRAIRIE-CHICKEN.**

4 (a) IN GENERAL.—Notwithstanding any other provi-
5 sion of law, the lesser prairie-chicken (*Tympanuchus*
6 *pallidicinctus*), including each distinct population segment
7 of the lesser prairie-chicken (*Tympanuchus pallidicinctus*),

1 is removed from the lists of threatened species and endan-
 2 gered species that are published pursuant to the Endan-
 3 gered Species Act of 1973 (16 U.S.C. 1531 et seq.).

4 (b) EXCLUSION OF LESSER PRAIRIE-CHICKEN FROM
 5 LISTING.—Section 4(a) of the Endangered Species Act of
 6 1973 (16 U.S.C. 1533(a)) is amended—

7 (1) in paragraph (1), in the matter preceding
 8 subparagraph (A), by striking “The Secretary shall”
 9 and inserting “Except as provided in paragraph (4),
 10 the Secretary shall”; and

11 (2) by adding at the end the following:

12 “(4) APPLICABILITY TO LESSER PRAIRIE-CHICK-
 13 EN.—The Secretary may not make a determination under
 14 this subsection that the lesser prairie-chicken
 15 (*Tympanuchus pallidicinctus*) is an endangered species or
 16 a threatened species.”.

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