Activity since February Tracker

Activity since March Tracker



Legislative Tracker™ + Regulatory Tracker™

FIND YOUR FEDERAL, STATE, LOCAL ELECTED OFFICIALS: https://www.usa.gov/elected-officials

The **Regulatory Tracker™** highlights actions from federal agencies having significant impact on animal welfare, to encourage advocates to submit Public Comments.

Amends Administrative Procedures Act to			
eliminate prohhibition on state regulations being more stringent than federal; Sen. McCann + 13 co- sponsors	1/17/2023 introduced, referred to Energy and Environment (sponsor is Chair, co-sponsors on committee); 4/25, reported favorably without amendment	Support	
ncreases days that local governments can regulate fireworks; ncreases penalties; Sen. Vojno + 10 co-sponsors	1/17/2023 introduced, referred to Local Government; sponsor is Majority Vice Chair, co- sponsor is Chair, 2 co-sponsors on committee	Support	Impact on birds, https://www.treeh ugger.com/firework s-have-long-lasting- impact-on-wild- birds-7089635; other wildlife, https://benitolink.c om/fireworks-can- have-devastating- effects-on-wildlife/; and companion animals
ne	on state regulations being more stringent than federal; Sen. McCann + 13 co- sponsors creases days that local governments can regulate fireworks; creases penalties; Sen.	creases days that local governments can regulate fireworks; creases penalties; Sen. Environment (sponsor is Chair, co-sponsors on committee); 4/25, reported favorably without amendment amendment 1/17/2023 introduced, referred to Local Government; sponsor is Majority Vice Chair, co-sponsors on committee	creases days that local governments can regulate fireworks; creases penalties; Sen. Defing more stringent than federal; Sen. McCann + 13 cosponsors Environment (sponsor is Chair, co-sponsors on committee); 4/25, reported favorably without amendment Support Support



<u>SB 46</u>	Reduce penalties for failing to report deer; Sen. Hoitenga + 7 cosponsors	2/1/2023 introduced, referred to Natural Resources and Agriculture; sponsor on committee	No position, not animal welfare bill	See SB 52 Introduced in past 2 sessions, AFA opposed
<u>HB 4067</u>	Care for Retired Police Dogs Program Act establishes program to be administered by nonprofits; Rep. Paiz + 14 co-sponsors (bipartisan)	2/2/2023 introduced, referred to Criminal Justice, 1	In review	
<u>SB 52</u>	Response to SB 46; Sen. Cherry + 5 co-sponsors (bi-partisan)	2/2/2023 introduced, referred to Natural Resources and Agriculture; 3/8 reported favorably, without amendment; 3/15 PASSED 35 - 2; 1 EXCUSED. House: 3/15 received in House, referred to Natural Resources	No position, not animal welfare bill	See SB 46
<u>HB 4102</u>	Requires DNR to establish wolf population in Lower Peninsula no later than June 1, 2025; Rep. Markannen	2/15/2023 introduced, referred to Natural Resources	No position, board does not belive it is serious bill	See article
HCR 2	Resolution calling on DNR, federal government to re- establish wolf population in the Lower Peninsula; Rep. Markannen + 2 co- sponsors	2/15/2023 introduced, referred to Natural Resources	No position, board does not belive it is serious bill	tie-barred with HB 4102
HB 4135	Prohibits NRC from issuing order requiring hunters to report harvest of game; Rep. Friske + 2 co-sponsors	2/22/23 introduced, refered to Natural Resources	Oppose	



2

SB 103, 104, 105	Would regulate sport fishing guides, commercial hunting guides; give NRC exclusive authority to regulate sport fishing. Sen. Cherry + 2 co-sponsors (bipartisan)	3/1/2023 introduced, referred to Natural Resources and Agriculture	Support; AFA supported last session HBs 4858, 59, 60 and testified in support at committee hearings	
SB 148, 149/HB 4277, 4278	Teddy's Law would require animal research facilities to provide records to MDARD; release dogs and cats to MI shelters for adoption once research completed; ; Sen. Polehanki + 9 co-sponsors; 149 Sen. Hertel + 10 co- sponsors	3/7/2023 introduced, referred to Natural Resources and Agriculture	Support; AFA supported last session HB 4881, 82 and testified in support at committee hearings	HB 4277, 4278
FEDERAL	- - 118th Congre	ess (2023-2024) to April 28, 202	3	
FEDERAL Bill #	- 118th Congre Description	ess (2023-2024) to April 28, 202 Actions	AFA Action	Notes



3

	1			
<u>H.R. 208</u>	Pet Safety and Protection Act would amend AWA to ensure that all dogs and cats used by research facilites are obtained legally; Rep. Smith (R-NJ) + 3 original co-sponsors	1/9/2023 introduced, referred to Agriculture	Support; see <u>H.R. 3157</u> last session, AFA supported	22 co-sponsors including Rep. Slotkin; 16-D; 6-R
<u>H.R. 598</u>	Earth Act to Stop Climate Pollution by 2030 would ensure 100% renewable electricity, zero emission vehicles, and regenerative agriculture by 2030 to address global warming caused by human activity; Rep. Espailla (D-NY) + 4 original co-sponsors	1/27/2013 introduced, referred to: Agriculture, Ways and Means, and Energy and Commerce; 2/23 referred to Agriculture Subcommittees on Conservation, Research, and Biotechnology and on Livestock, Dairy, and Poultry	No action, board determined only indirect impact on animal welfare	6 co-sponsors (none MI); 6-D
H.R. 726	Vets for Mustangs would require sterilization program for wild horses and burros and programs to include veterans in range managemet; Lisa McClain (R-MI) + 13 original co-sponsors	2/1/2023 introduced, referred to Natural Resources; 2/21 referred to Subcommittee on Federal Lands	In review	20 co-sponsors including Rep. Moolenaar; 11-D; 9-R <u>Sponsor</u> <u>Press Release</u>
H.R. 764	Trust the Science Act would de-list wolves with no judicial review allowed; Rep. Boebert (R- CO) + 22 original co- sponsors	2/2/2023 introduced, referred to Natural Resources; 2/21 referred to Subcommittee on Water, Wildlife, and Fisheries; 3/23 Subcommittee hearings held; 4/27 committee hearings held; 4/28 ordered to be reported 21-16	Oppose AFA opposed <u>H.R.</u> 7766 last session	24 co-sponsors including Reps. Bergman, Moolenaar; 24-R



<mark>S. 270</mark> /H.R. 798	end policies that punish workers for getting sick; Sen. Booker (D-NJ) + 5 original cosponsors. House: Rep. Khanna (D-CA) + 5 original co-sponsors	2/2/2023 introduced, referred to Agriculture. House: 2/2/2033 introduced, referred to: Agriculture, Education and the Workforce, Oversight and Accountability, House Administration, and Judiciary; 2/21 referred to Agriculture Subcommittee on Livestock, Dairy, and Poultry Another article	Support	5 co-sponsors (none MI); 4-D; 1-I <u>H.R. 798</u> 5 co- sponsors (none MI); 5-D
S. 271/ H.R. 797	Farm System Reform Act would place moratorium on large concentrated animal feeding operations (CAFOs); Sen. Booker (D- NJ) + 32 original co- sponsors. House: Rep. Khanna + 18 original co- sponsors	2/2/2023 introduced, referred to Agriculture House: 2/2/2023 introduced, referred to: Agriculture, Transportation and Infrastructure; 2/3 referred to Transportation and Infrastructure Subcommittee on Water Resources and Environment; 3/6 referred to Agriculture Subcommittee on Livestock, Dairy, and Poultry	Support; introduced last 2 sessions, AFA supported both, see S. 2332 last session	4 co-sponsors (none MI); 3-D; 1-I <u>H.R.797</u> 24 co- sponsors (none MI); 24-D
<u>S. 272</u> /H.R. 805	Industrial Agriculture Accountability Act would establish Agriculture Department Office of High- Risk Disaster Mitigation and Enforcement; Sen. Booker (D-NJ) + 2 original co- sponsors. House: Rep. McGovern (D-MA) + 6 original co-sponsors	2/2/2023 introduced, referred to Agriculture. House 2/2/2023 introduced, referred to: Agriculture, Transportation and Infrastructure, and Education and the Workforce; 2/3 referred to Transportation and Infrastructure Subcommittee on Economic Development, Public Buildings, and Emergency Management; 3/6 referred to Agriculture Subcommittee on Livestock, Dairy, and Poultry	Support Note: introduced last session, AFA supported Sponsor Press Release re bill package	2 co-sponsors (none MI); 2-D. <u>H.R. 805</u> 9 co- sponsors (none MI); 9-D



H.J. Res. 29, 46, and 49	Resolutions that would overturn agency decisions related to the Endangered Species Act using the Congressional Review Act	Introduced 2/7/2023 (29); 3/30/2023 (46, 49); 29 would nullify isting of the lesser prairie-chicken under the Endangered Species Act; 46 would nullify decision to expand habitat that the Endangered Species Act can protect for the benefit of species facing extinction; 49 would nullify listing the northern long-eared bat under the Endangered Species Act; 4/27 all had committee hearings; 4/28 all ordered to be reported 16-12, 17-12, 17-12	In review All brought under Congressional Review Act which essentially voids agency rules and prohibits similar agency action in future without future Congressional act. Article	H.J. Res. 49
<u>S. 445</u> /H.R. 1245	Management Act would direct Interior Department to remove Greater Yellowstone ecosystem population of grizzly bears from list of endangered and threatened wildlife, and rule not subject to judicial review. Sen. Lummis (R-	2/15/2023 introduced, referred to Environment and Public Works. House: 2/28/2023 introduced, referred to Natural Resources; 3/22 referred to Subcommittee on Water, Wildlife, and Fisheries; 3/23 Subcommittee hearings held; 4/27 committee hearings held; 4/28 ordered to be reported, 21-17	Oppose see H.R. 1419 below; difference is area to be covered	4 co-sponsors (none MI); 4-R. <u>H.R. 1245</u> ; 4 co- sponsors (none MI); 4-R
H.R. 1142	Would amend Endangered Species Act to require consideration of economic impact in making listing decisions; Rep. Pfluger (R-TX) + 2 original co-sponsors	2/21/2023 introduced, referred to Natural Resources; 3/22 referred to Subcommittee on Water, Wildlife, and Fisheries	Oppose	4 co-sponsors (none MI); 4-R
S. 557/ H.R. 1249	Opportunities for Fairness in Farming (OFF) Act would restrict funds from existing checkoff programs to be used for lobbying; Sen. Lee (R-UT) + 4 original co-sponsors. House: Rep. Mace (R-SC) + 1 original co-sponsor	2/28/2023 introduced, referred to Agriculture. House: 2/28/2023 introduced, referred to Agriculture	Support Sponsor Press Release	4 co-sponsors (none MI); 3-D; 1- R. <u>H.R. 1249</u> 2 co-sponsors (none MI); 2-D
Attorneys for Animals	S	April 28, 2023		

<u>S. 658</u>	Envronmental Quality Incentive Program Improvement (EQIP) Act would restructure program to provide funding for more farmers, ranchers and for the most effective conservation programs; Sen. Booker (D-NJ) + 1 original co-sponsor		Support <u>Summary</u>	2 co-sponsors (none MI); 1-D; 1- R
H.R. 1419	Comprehensive Grizzly Bear Management would direct Interior Secretary to issue new rule removing Northern Continental Divide Ecosystem population of grizzly bears from the ESA protections, and rule not subject to judicial review; Rep.	3/7/2023 introduced, referred to Natural Resources; 3/22 referred to Subcommitte on Water, Wildlife, and Fisheries; 3/23 Subcommittee hearings held; 4/27 committee hearings held; 4/28 ordered to be reported 22-17	In review; see S. 445 above	3 co-sponsors (none MI); 3-R
5. 707/H.R. 1469	AFTER Act, Violet's Law, would allow dogs, cats, primates, rabbits, and other animals to be retired and re-homed	3/8/2023 introduced, referred to Agriculture; Sponsor's Remarks on Introduction. House: 3/8/2023 introduced, referred to Agriculture	Support, see <u>S. 1378</u> last session, AFA supported	19 co-sponsors including Sen. Peters; 18-D; 1-I H.R. 1465: 77 co-sponsors (including Reps. Slotkin, Stevens, Tlaib, Kildee, Scholten); 40-D; 13-R [NOTE:increased from 53



	<u>S. 771</u>	Would prohibit non- native species from being listed as endangered or threatened; Sen. Cruz (R- TX)	3/9/23 introduced, referred to Environment	Oppose	no co-sponsors
	<u>H.R. 1624</u>	Puppy Protection Act would strengthen regulation of commercial dog breeders; Rep. Fitzpatrick (R-PA) + 3 original co-sponsors	3/17/2023 introduced, referred to Agriculture	Support; see H.R. 2840 last session, AFA supported	77 co-sponsors including Reps. Kildee, Scholten, Slotkin, Stevens; 60-D; 17-R [NOTE: increased from 30 on 3/30/23]
	<u>H.R. 1824</u>	Food and Farm Bill would reform the safety net for farmers and ranchers, enhance soil, water, and habitat conservation, encourage beginning farmers and ranchers, strengthen nutrition for Americans, support agriculture research and innovation, reduce food waste, improve animal	3/28/2023 introduced, referred to: Agriculture, Ways and Means, Education and the Workforce, and Foreign Affairs	In review Additional information	no co-sponsors Information, press release from sponsor
	<u>S. 1149</u> Attornevs	Restoring America's Wildlife Act	3/31/2023 introduced, referred to Environment and Public Works	In review	Sponsor's press release
E	Attorneys for Animals	s	April 28, 2023		

H.R. 2742	Fighting Inhumane Gambling and High-Risk Trafficking (FIGHT) Act would amend the Animal Welfare Act to enhance enforcement against dog- and cock-fighting, allow for citizen suits, ban on-line gambling and forbid use of the U.S. mail to ship adults; Rep.'s Bacon (R-NE) and Salinas (D-OR) + 19 original co-sponsors	4/20/2023 introduced; referred to Agriculture and Oversight and Sustainability	In review	19 co-sponsors (none MI); 11-D; 8- R
	-	Regulatory Tracker™ #13 to ATION: https://www.usa.gov/federa	_	
Agency & Comment Deadline	Action	Summary	Additional Action/Resources	Notes
Commerce / National Oceanic and Atmospheric Administration (NOAA) / National Marine Fisheries Service (NMFS)	Proposed Rule: Proposed Rule To List the Sunflower Sea Star as Threatened Under the Endangered Species Act	the sunflower sea star, in response to a petition to list this species under the ESA. Based on the best scientific and commercial information available, and after taking into account efforts being made to protect the species, NMFS has determined that the sunflower sea star is likely to become an endangered species within the foreseeable future throughout its range. Therefore, NMFS proposes to list the sunflower sea star as a threatened species under the ESA. NMFS does not propose to designate critical		



Dep't of the Interior / Fish and Wildlife Service (FWS) 05/30/2023	Proposed Rule: Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for 12 Species, and Not Prudent Determination for 2 Species, on Hawai'i Island	FWS proposes to designate critical habitat for 12 federally endangered species on the island of Hawai'i under the ESA. In total, approximately 122,277 acres on the island of Hawai'i, fall within the boundaries of the proposed designation. FWS announces a public informational meeting and public hearing, and the availability of a draft economic analysis. In addition, FWS announces its determination that designation of critical habitat is not prudent for two federally endangered species on the island of Hawai'i under the ESA.	
Dep't of Commerce / National Oceanic and Atmospheric Administration (NOAA) / National Marine Fisheries Service (NMFS) 06/06/2023	Proposed Rule: Endangered and Threatened Wildlife and Plants; Listing the Atlantic Humpback Dolphin as an Endangered Species Under the Endangered Species Act	NMFS has completed a comprehensive status review under the ESA for the Atlantic humpback dolphin in response to a petition from the Animal Welfare Institute, the Center for Biological Diversity, and VIVA Vaquita to list the species. NMFS has determined that the Atlantic humpback dolphin has a high risk of extinction throughout its range and warrants listing as an endangered species. This species occurs only in coastal Atlantic waters of western Africa. NMFS is authorized to designate critical habitat within U.S. jurisdiction only, and NMFS is not aware of any areas within U.S jurisdiction that may meet the definition of critical habitat. Therefore, NMFS is not proposing to designate critical habitat. NMFS is soliciting public comments on its draft status review report and proposal.	
Dep't of Commerce / National Oceanic and Atmospheric Administration (NOAA) / National Marine Fisheries Service (NMFS) 07/06/2023 Attorneys	Proposed Rule: Endangered and Threatened Species; Petition To Establish a Vessel Speed Restriction and Other Vessel- Related Measures To Protect Rice's Whales	The Natural Resources Defense Council, Healthy Gulf, Center for Biological Diversity, Defenders of Wildlife, Earthjustice, and New England Aquarium submitted a petition to the National Marine Fisheries Service (NMFS) for rulemaking to establish a year-round 10-knot (kn) (5.1 meters/second) vessel speed limit and other vessel-related mitigation measures in the Rice's whale "core" habitat area. NMFS is requesting comments on the petition and will consider all comments and available information when determining whether to accept the petition and proceed with the suggested rulemaking.	



RULES/ NOTICES	WITH INDEFINITE INFORMATION COLLECTION		
Dept. of Health and Human Services / Food and Drug Administration (FDA) N/A	Notice: General Considerations for Animal Studies Intended To Evaluate Medical Devices; Guidance for Industry and Food and Drug Administration Staff; Availability	The FDA is announcing the availability of a final guidance entitled "General Considerations for Animal Studies Intended to Evaluate Medical Devices." FDA developed this guidance document to assist medical device sponsors, testing facilities, and others involved in designing, conducting, and reporting the results of animal studies intended to assess the safety of medical devices to support premarket submissions. These animal studies typically provide initial evidence of device safety, which may include device performance and handling, and the biological effects when used in a living system.	
Dep't of the Interior / Fish and Wildlife Service (FWS)	Final Rule: Endangered and Threatened Wildlife and Plants; Endangered Species Status for Northern Long-Eared Bat	FWS is reclassifying the northern long-eared bat, a bat species found in all or portions of 37 U.S. States, the District of Columbia, and much of Canada, as an endangered species under the ESA. FWS's review of the best available scientific and commercial information indicates that the northern long-eared bat meets the ESA's definition of an endangered species. FWS is reclassifying the northern long-eared bat from a threatened to an endangered species This rule is effective January 30, 2023.	See H.J. Res. 29, 47, and 49 which are based on the Congressional Review Act and in effect nullify agency action, and were introduced in February and March 2023; they have been reported out of committee on 4/28/23.
Department of Health and Human Services (HHS) / Centers for Disease Control and Prevention (CDC)	Notice: Notice of Extension of Temporary Suspension of Dogs Entering the United States From Countries With a High Risk of Rabies	The CDC announces an extension of the current temporary suspension of the importation into the United States of dogs from high-risk countries. This suspension includes dogs that have been in any highrisk countries during the previous six months. The extension began February 1, 2023, when the current suspension expired, and will remain in effect through July 31, 2023. This rule is effective February 1, 2023.	
Attorneys for Animals	s	April 28, 2023	

FWS announces three 90-day findings on petitions to delist the grizzly bear, one requesting delisting the grizzly bear in the lower-48 States, and the other two requesting delisting populations in two specific ecosystems, the Northern Continental **Divide Ecosystem and the Greater Yellowstone** Ecosystem. FWS finds that the petitions pertaining to the two ecosystems present substantial scientific or commercial information indicating that the petitioned actions may be Proposed Rule: warranted. Based on a status review, FWS will issue a 12-month petition finding, which will address **Endangered** and Dep't of the whether or not the petitioned actions are warranted. If Threatened Wildlife and Interior / Fish FWS ultimately does find that one or more of the and Wildlife Plants; 90-Day Findings petitioned actions is warranted and proceed to Service (FWS) for Three Petitions To propose to delist one or more distinct population N/A Delist the Grizzly Bear in segments, FWS will consider the effects of any the Lower-48 States proposed delisting on the ongoing recovery of the larger listed entity of grizzly bears. FWS also found that a petition to delist the grizzly bear in the lower-48 states on the basis of it not being a valid listable entity did not present substantial scientific or commercial information indicating that the petitioned actions may be warranted; therefore, FWS will take no further action on that petition. These findings were made on February 6, 2023.



Dep't of the Interior / Fish and Wildlife Service (FWS) N/A	Final Rule: Endangered and Threatened Wildlife and Plants; Reclassifying Fender's Blue Butterfly From Endangered to Threatened With a Section 4(d) Rule	FWS is reclassifying Fender's blue butterfly (<i>Icaricia icarioides fenderi</i>) from endangered to threatened under the ESA. Fender's blue butterfly is endemic to the Willamette Valley of Oregon. This action is based on FWS's evaluation of the best available scientific and commercial information, which indicates that the species' status has improved such that it is not currently in danger of extinction throughout all or a significant portion of its range, but that it is still likely to become so in the foreseeable future. FWS is also finalizing a rule issued under section 4(d) of the ESA that provides for the conservation of the species. <i>This rule is effective February 13, 2023.</i>	
Dep't of the Interior / Dep't of Agriculture / Agricultural Marketing Service N/A	Final Rule: National Organic Program (NOP); Strengthening Organic Enforcement	This rulemaking amends the USDA organic regulations to strengthen oversight and enforcement of the production, handling, and sale of organic agricultural products. The amendments protect integrity in the organic supply chain and build consumer and industry trust in the USDA organic label by strengthening organic control systems, improving farm to market traceability, and providing robust enforcement of the USDA organic regulations. <i>This rule is effective March 20, 2023.</i>	
Dep't of the Interior / Dep't of Agriculture / Animal and Plant Health Inspection Service N/A	Final Rule: Standards for Birds Not Bred for Use in Research Under the Animal Welfare Act	APHIS is amending the regulations to establish standards governing the humane handling, care, treatment, and transportation of birds, excluding birds bred for use in research, covered under the Animal Welfare Act. This action will ensure the humane handling, care, treatment, and transportation of birds not bred for use in research and covered under the Act. This rule is effective March 23, 2023.	



Dep't of the Interior / Fish and Wildlife Service (FWS) N/A	Final Rule: Endangered and Threatened Wildlife and Plants; Lesser Prairie Chicken; Threatened Status With Section 4(d) Rule for the Northern Distinct Population Segment and Endangered Status for the Southern Distinct Population Segment; Delay of Effective	FWS is delaying the effective date of a final rule it published on November 25, 2022, and corrected on December 2, 2022, listing two distinct population segments (DPSs) of the lesser prairie-chicken under the ESA and establishing measures that are necessary and advisable to provide for the conservation of the Northern DPS pursuant to section 4(d) of the ESA. This delay is necessary for FWS to finalize conservation tools and guidance documents to avoid confusion and disruption with Federal agencies in the implementation of section 7 of the ESA and to avoid disruption to the public who would be regulated by the rule. The effective date of the final rule that published on November 25, 2022, at 87 FR 72674, and corrected on December 2, 2022, at 87 FR 73971, is delayed from January 24, 2023, to March 27, 2023. This rule is effective March 27, 2023.	
Dep't of the Interior / Fish and Wildlife Service (FWS) N/A	Final Rule: Endangered and Threatened Wildlife and Plants; Endangered Species Status for Northern Long-Eared Bat; Delay of Effective Date	FWS is delaying the effective date of a final rule it published on November 30, 2022, reclassifying the northern long-eared bat as an endangered species under the ESA. This delay is necessary for FWS to finalize conservation tools and guidance documents to avoid confusion and disruption with members of the public who would be regulated by the rule and Federal agencies in the implementation of section 7 of the ESA. The effective date of the final rule amending 50 CFR part 17, published November 30, 2022, at 87 FR 73488, is delayed until March 31, 2023. This rule is effective March 31, 2023.	

