

105TH CONGRESS
2D SESSION

S. 2560

To authorize electronic issuance and recognition of migratory bird hunting and conservation stamps.

IN THE SENATE OF THE UNITED STATES

OCTOBER 6 (legislative day, OCTOBER 2), 1998

Mr. BREAUX (for himself and Mr. COCHRAN) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To authorize electronic issuance and recognition of migratory bird hunting and conservation stamps.

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. SHORT TITLE.**

4 This Act may be cited as the “Electronic Duck Stamp
5 Act of 1998”.

6 **SEC. 2. ELECTRONIC ISSUANCE OF MIGRATORY BIRD**
7 **HUNTING AND CONSERVATION STAMPS.**

8 Section 2 of the Act of March 16, 1934 (16 U.S.C.
9 718b), is amended by adding at the end the following:

10 “(c) ELECTRONIC ISSUANCE OF STAMPS.—

1 “(1) DEFINITIONS.—In this subsection:

2 “(A) ACTUAL STAMP.—The term ‘actual
3 stamp’ means a printed paper stamp that is
4 issued and sold through a means in use on the
5 day before the date of enactment of this sub-
6 section.

7 “(B) ELECTRONIC STAMP.—The term
8 ‘electronic stamp’ means a representation of a
9 stamp issued electronically under paragraph
10 (2).

11 “(C) STAMP.—The term ‘stamp’ means a
12 migratory bird hunting and conservation stamp
13 required by the first section.

14 “(2) AUTHORIZATION.—The Department of the
15 Interior, the Postal Service, or, subject to paragraph
16 (7), a State or person authorized under subsection
17 (a) to sell stamps, may issue representations of
18 stamps electronically by endorsement affixed to li-
19 censes issued at points of sale or through other elec-
20 tronic media.

21 “(3) SIZE OF ELECTRONIC STAMPS.—An elec-
22 tronic stamp shall be of an area that is less than $\frac{3}{4}$,
23 or more than $1\frac{1}{2}$, of the area of an actual stamp.

24 “(4) CONFIRMATION NUMBER AND OTHER
25 IDENTIFYING INFORMATION.—

1 “(A) CONFIRMATION NUMBER.—An elec-
2 tronic stamp shall be assigned a unique con-
3 firmation number.

4 “(B) OTHER IDENTIFYING INFORMA-
5 TION.—Each issuer of an electronic stamp and
6 unique confirmation number shall print on the
7 electronic stamp appropriate information that is
8 sufficient to permit Federal, State, and other
9 law enforcement officers to verify the electronic
10 stamp, confirmation number, and sales trans-
11 action with the licensee.

12 “(5) DELIVERY OF ACTUAL STAMPS.—An entity
13 that issues electronic stamps shall have financial re-
14 sponsibility for the sale, delivery, and mailing of the
15 corresponding actual stamp to the licensee within 14
16 calendar days after the date of issuance of the elec-
17 tronic stamp.

18 “(6) RECOGNITION OF ELECTRONIC STAMPS.—

19 “(A) IN GENERAL.—An electronic stamp
20 and its unique confirmation number shall—

21 “(i) subject to the requirements of the
22 first section, be given full recognition dur-
23 ing the period beginning on the date of
24 issuance of the electronic stamp until the

1 date on which the corresponding actual
2 stamp is received; and

3 “(ii) expire and be replaced by the ac-
4 tual stamp upon receipt of the actual
5 stamp, but not later than 14 calendar days
6 after the date of issuance of the electronic
7 stamp, if the licensee complies with the re-
8 quirements of the first section.

9 “(7) PLAN.—

10 “(A) SUBMISSION TO SECRETARY OF THE
11 INTERIOR.—A State or person may participate
12 in the issuance of an electronic stamp under
13 this subsection only if the Secretary of the Inte-
14 rior has approved a plan submitted by the State
15 or person that provides for—

16 “(i) a satisfactory accounting process
17 for the collection and transfer of revenue;

18 “(ii) distribution and law enforcement
19 verification of the electronic transaction;
20 and

21 “(iii) the subsequent distribution of
22 the actual stamp.

23 “(B) ACTION BY THE SECRETARY.—Not
24 later than 60 days after the date of submission

1 of a plan under subparagraph (A), the Sec-
2 retary of the Interior shall—

3 “(i) review the request of the State or
4 person and all accompanying documenta-
5 tion and other information available to the
6 Secretary; and

7 “(ii) make a determination to approve
8 or disapprove the plan.

9 “(8) ELECTRONIC COLLECTION OF ELECTRONIC
10 STAMP SALES REVENUE.—Not later than 14 days
11 after the date of issuance of an electronic stamp
12 under this subsection, a State or person shall trans-
13 fer to the Department of the Interior or a des-
14 ignated agent the revenue collected from the
15 issuance by means of an electronic fund transfer
16 method approved by, and compatible with, the ac-
17 counting system of the Department of the Interior
18 or the designated agent.”.

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