

<https://www.fs.fed.us/wild-horse-burro/documents/direction/CFR-2012-title36-vol2-part222-subpartB.pdf>

<https://www.congress.gov/115/bills/hr1625/BILLS-115hr1625enr.pdf>

H. R. 1625—313

"HUMANE TRANSFER OF EXCESS ANIMALS SEC. 113.

Notwithstanding any other provision of law, the Secretary of the Interior may transfer excess wild horses or burros that have been removed from the public lands to other Federal, State, and local government agencies for use as work animals:

Provided, That the Secretary may make any such transfer immediately upon request of such Federal, State, or local government agency:

Provided further, That any excess animal transferred under this provision shall lose its status as a wild free-roaming horse or burro as defined in the Wild Free-Roaming Horses and Burros Act:

Provided further, That any Federal, State, or local government agency receiving excess wild horses or burros as authorized in this section shall not: destroy the horses or burros in a way that results in their destruction into commercial products; sell or otherwise transfer the horses or burros in a way that results in their destruction for processing into commercial products; or euthanize the horses or burros except upon the recommendation of a licensed veterinarian, in cases of severe injury, illness, or advanced age"

Further to the Law stated above, authority for the Secretary's (DOI and/or USDA) implementation of any emergency measure(s), which may include a test fuel abatement Plan to protect forests, may reside under existing law including but not limited to; 16 U.S. Code § 551 - Protection of national forests; and/or 16 U.S. Code § 594 - Protection of timber owned by United States from fire; and/or 43 CFR 46.205 - Actions categorically excluded from further NEPA review.