

JULY 18, 2012

RULES COMMITTEE PRINT 112-29
TEXT OF H.R. 6082, CONGRESSIONAL REPLACEMENT OF PRESIDENT OBAMA'S ENERGY-RESTRICTING AND JOB-LIMITING OFFSHORE DRILLING PLAN

[Showing the text of H.R. 6082 as ordered reported by the Committee on Natural Resources]

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Congressional Replacement of President Obama’s Energy-Restricting and Job-Limiting Offshore Drilling Plan”.

5 **SEC. 2. DEFINITIONS.**

6 In this Act:

7 (1) OCS PLANNING AREA.—Any reference to an
8 “OCS Planning Area” means such Outer Continental Shelf Planning Area as specified by the Department of the Interior as of January 1, 2012.

11 (2) PROPOSED OIL AND GAS LEASING PROGRAM (2012–2017).—The term “Proposed Final Outer Continental Shelf Oil & Gas Leasing Program (2012–2017)” means such plan as transmitted to the Speaker of the House and President of the Senate on June 28, 2012.

1 **SEC. 3. REQUIREMENT TO IMPLEMENT PROPOSED OIL AND**
 2 **GAS LEASING PROGRAM (2012–2017).**

3 (a) IN GENERAL.—Except as otherwise provided in
 4 this Act, the Secretary of the Interior shall implement the
 5 Proposed Final Outer Continental Shelf Oil & Gas Leas-
 6 ing Program (2012–2017) in accordance with the schedule
 7 for conducting oil and gas lease sales set forth in such
 8 proposed program, the Outer Continental Shelf Lands Act
 9 (43 U.S.C. 1331 et seq.), and otherwise applicable law.

10 (b) MODIFIED AND ADDITIONAL LEASE SALES.—
 11 Notwithstanding the schedule of lease sales in the Pro-
 12 posed Final Outer Continental Shelf Oil & Gas Leasing
 13 Program (2012–2017), the Secretary shall conduct under
 14 the Outer Continental Shelf Lands Act (43 U.S.C. 1331
 15 et seq.) oil and gas lease sales in OCS Planning Areas
 16 as specified in the following table, in the year specified
 17 in the table for each lease sale:

Lease Sale No.	OCS Planning Area	Year
229	Western Gulf of Mexico	2012
220	Mid-Atlantic	2013
225	Eastern Gulf of Mexico	2013
227	Central Gulf of Mexico	2013
249	Southern California (exist- ing infrastructure sale)	2013
233	Western Gulf of Mexico	2013
244	Cook Inlet	2013
212	Chukchi Sea	2013
228	Southern California	2014
230	Mid-Atlantic	2014
231	Central Gulf of Mexico	2014
238	Western Gulf of Mexico	2014
242	Beaufort Sea	2014
221	Chukchi Sea	2014
245	Mid-Atlantic	2015
232	North Atlantic	2015
234	Eastern Gulf of Mexico	2015
235	Central Gulf of Mexico	2015

Lease Sale No.	OCS Planning Area	Year
246	Western Gulf of Mexico	2015
237	Chukchi Sea	2016
239	North Aleutian Basin	2016
248	Western Gulf of Mexico	2016
241	Central Gulf of Mexico	2016
226	Eastern Gulf of Mexico	2016
217	Beaufort Sea	2016
243	Southern California	2017
250	Mid-Atlantic	2017
247	Central Gulf of Mexico	2017
255	South Atlantic-South Carolina	2015

1 (c) LEASE SALES DESCRIBED.—For purposes of sub-
2 section (b)—

3 (1) lease sale numbers 229, 227, 233, 244, 225,
4 231, 238, 235, 242, 246, 226, 241, 237, 248, and
5 247 are such sales proposed in, and shall be con-
6 ducted in accordance with, the Proposed Final Outer
7 Continental Shelf Oil & Gas Leasing Program
8 (2012–2017), except each such lease sale shall be
9 conducted in the year specified for such sale in the
10 table in subsection (b);

11 (2) lease sale numbers 220, 212, 228, 230, 221,
12 245, 232, 234, 239, 217, and 243 are such sales
13 proposed in, and shall be conducted in accordance
14 with, the Draft Proposed Outer Continental Shelf
15 (OCS) Oil and Gas Leasing Program for 2010–2015
16 as published in Federal Register on January 21,
17 2009 (74 Fed. Reg. 12), except each such lease sale
18 shall be conducted in the year specified for such sale
19 in the table in subsection (b); and

1 (3) lease sale numbers 249 and 250 shall be
2 conducted—

3 (A) for lease tracts in the Southern Cali-
4 fornia OCS Planning Area and Mid-Atlantic
5 OCS Planning Area, respectively, as determined
6 by and at the discretion of the Secretary, sub-
7 ject to subparagraph (C);

8 (B) in the year specified for each such
9 lease sale in the table in subsection (b); and

10 (C) in accordance with the other provisions
11 of this Act.

12 **SEC. 4. SOUTHERN CALIFORNIA EXISTING INFRASTRUC-**
13 **TURE LEASE SALE.**

14 (a) **IN GENERAL.**—In lease sale 249 under section
15 3, the Secretary shall offer for sale leases of tracts in the
16 Santa Maria and Santa Barbara/Ventura Basins of the
17 Southern California OCS Planning Area as soon as prac-
18 ticable, but not later than December 31, 2013.

19 (b) **USE OF EXISTING STRUCTURES OR ONSHORE-**
20 **BASED DRILLING.**—The Secretary of the Interior shall in-
21 clude in leases offered for sale under lease sale 249 such
22 terms and conditions as are necessary to require that de-
23 velopment and production may occur only from offshore
24 infrastructure in existence on the date of the enactment
25 of this Act or from onshore-based drilling.

1 **SEC. 5. NATIONAL DEFENSE.**

2 (a) NATIONAL DEFENSE AREAS.—This Act shall in
3 no way affect the existing authority of the Secretary of
4 Defense, with the approval of the President, to designate
5 national defense areas on the outer Continental Shelf pur-
6 suant to section 12(d) of the Outer Continental Shelf
7 Lands Act (43 U.S.C. 1341(d)).

8 (b) PROHIBITION ON CONFLICTS WITH MILITARY
9 OPERATIONS.—No person may engage in any exploration,
10 development, or production of oil or natural gas on the
11 Outer Continental Shelf under a lease issued under this
12 Act that would conflict with any military operation, as de-
13 termined in accordance with the Memorandum of Agree-
14 ment between the Department of Defense and the Depart-
15 ment of the Interior on Mutual Concerns on the Outer
16 Continental Shelf signed July 20, 1983, and any revision
17 or replacement for that agreement that is agreed to by
18 the Secretary of Defense and the Secretary of the Interior
19 after that date but before the date of issuance of the lease
20 under which such exploration, development, or production
21 is conducted.

22 **SEC. 6. ENVIRONMENTAL IMPACT STATEMENT REQUIRE-**
23 **MENT.**

24 (a) IN GENERAL.—For the purposes of this Act and
25 in order to conduct lease sales in accordance with the lease
26 sale schedule established by this Act, the Secretary of the

1 Interior shall prepare a multisale environmental impact
2 statement under section 102 of the National Environ-
3 mental Policy Act of 1969 (42 U.S.C. 4332) for all lease
4 sales required under this Act that are not included in the
5 Proposed Final Outer Continental Shelf Oil & Gas Leas-
6 ing Program (2012–2017).

7 (b) ACTIONS TO BE CONSIDERED.—Notwithstanding
8 section 102 of the National Environmental Policy Act of
9 1969 (42 U.S.C. 4332), in such statement—

10 (1) the Secretary is not required to identify
11 nonleasing alternative courses of action or to analyze
12 the environmental effects of such alternative courses
13 of action; and

14 (2) the Secretary shall only—

15 (A) identify a preferred action for leasing
16 and not more than one alternative leasing pro-
17 posal; and

18 (B) analyze the environmental effects and
19 potential mitigation measures for such pre-
20 ferred action and such alternative leasing pro-
21 posal.

22 **SEC. 7. EASTERN GULF OF MEXICO NOT INCLUDED.**

23 Nothing in this Act affects restrictions on oil and gas
24 leasing under the Gulf of Mexico Energy Security Act of

1 2006 (title I of division C of Public Law 109–432; 43
2 U.S.C. 1331 note).

3 **SEC. 8. LEASE SALE OFF THE COAST OF SOUTH CAROLINA.**

4 In determining the areas off the coast of South Caro-
5 lina to be made available for leasing under this Act, the
6 Secretary of the Interior shall—

7 (1) consult with the Governor and legislature of
8 the State of South Carolina; and

9 (2) focus on areas considered to have the most
10 geologically promising energy resources.

