

## Union Calendar No. 457

108<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4984

[Report No. 108-739]

To provide that the royalty rate on the output from Federal lands of potassium and potassium compounds from the mineral sylvite in the 5-year period beginning on the date of the enactment of this Act shall be reduced to 1.0 percent, and for other purposes.

---

### IN THE HOUSE OF REPRESENTATIVES

JULY 22, 2004

Mr. PEARCE introduced the following bill; which was referred to the  
Committee on Resources

OCTOBER 6, 2004

Additional sponsor: Mr. STENHOLM

OCTOBER 6, 2004

Committed to the Committee of the Whole House on the State of the Union  
and ordered to be printed

---

## A BILL

To provide that the royalty rate on the output from Federal lands of potassium and potassium compounds from the mineral sylvite in the 5-year period beginning on the date of the enactment of this Act shall be reduced to 1.0 percent, 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. SHORT TITLE.**

4        This Act may be cited as the “Potash Royalty Reduc-

5 tion Act of 2004”.

6 **SEC. 2. POTASSIUM AND POTASSIUM COMPOUNDS FROM**  
7 **SYLVITE.**

8        (a) **ROYALTY RATE.**—Notwithstanding section  
9 102(a)(9) of the Federal Land Policy and Management  
10 Act of 1976 (43 U.S.C. 1701(a)(9)), section 2 of the Act  
11 of February 7, 1927 (30 U.S.C. 282) and the term of any  
12 lease issued under such section 2, the royalty rate on the  
13 quantity or gross value of the output from Federal lands  
14 of potassium and potassium compounds from the mineral  
15 sylvite at the point of shipment to market in the 5-year  
16 period beginning on the date of the enactment of this Act  
17 shall be 1.0 percent.

18        (b) **RECLAMATION FUND.**—Fifty percentum of any  
19 royalties paid pursuant to this Act during the 5-year pe-  
20 riod referred to in subsection (a), together with any inter-  
21 est earned from the date of payment, shall be paid by the  
22 Secretary of the Treasury to the payor of the royalties  
23 to be used solely for land reclamation purposes in accord-  
24 ance with a schedule to implement a reclamation plan for  
25 the lands for which the royalties are paid. No payment

1 shall be made by the Secretary of the Treasury pursuant  
2 to this subsection until the Secretary of the Interior re-  
3 ceives from the payor of the royalties, and approves, the  
4 reclamation plan and schedule, and submits the approved  
5 schedule to the Secretary of the Treasury. The share of  
6 royalties held by the Secretary of the Treasury pursuant  
7 to this subsection, and interest earned thereon, shall be  
8 available until paid pursuant to this subsection, without  
9 further appropriation; shall not be considered as money  
10 received under section 35 of the Mineral Leasing Act (30  
11 U.S.C. 191) for the purpose of revenue allocation; and  
12 shall not be reduced by any administrative or other costs  
13 incurred by the United States.

14 (c) STUDY AND REPORT.—After the end of the 4-  
15 year period beginning on the date of the enactment of this  
16 Act, and before the end of the 5-year period beginning  
17 on that date, the Secretary of the Interior shall report to  
18 the Congress on the effects of the royalty reduction under  
19 this Act, including a recommendation on whether the re-  
20 duced royalty rate for potassium from sylvite should apply  
21 after the end of the 5-year period.

Union Calendar No. 457

108<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

**H. R. 4984**

[Report No. 108-739]

---

---

## **A BILL**

To provide that the royalty rate on the output from Federal lands of potassium and potassium compounds from the mineral syvite in the 5-year period beginning on the date of the enactment of this Act shall be reduced to 1.0 percent, and for other purposes.

---

---

OCTOBER 6, 2004

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed