

**Union Calendar No. 447**112<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION**H. R. 6082****[Report No. 112-615]**

To officially replace, within the 60-day Congressional review period under the Outer Continental Shelf Lands Act, President Obama's Proposed Final Outer Continental Shelf Oil & Gas Leasing Program (2012-2017) with a congressional plan that will conduct additional oil and natural gas lease sales to promote offshore energy development, job creation, and increased domestic energy production to ensure a more secure energy future in the United States, and for other purposes.

---

**IN THE HOUSE OF REPRESENTATIVES****JULY 9, 2012**

Mr. HASTINGS of Washington introduced the following bill; which was referred to the Committee on Natural Resources

**JULY 20, 2012**

Additional sponsors: Mr. LAMBORN and Mr. LANDRY

**JULY 20, 2012**

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italics]

[For text of introduced bill, see copy of bill as introduced on July 9, 2012]

# **A BILL**

To officially replace, within the 60-day Congressional review period under the Outer Continental Shelf Lands Act, President Obama's Proposed Final Outer Continental Shelf Oil & Gas Leasing Program (2012–2017) with a congressional plan that will conduct additional oil and natural gas lease sales to promote offshore energy development, job creation, and increased domestic energy production to ensure a more secure energy future in the United States, 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 “Congressional Replace-*  
5 *ment of President Obama’s Energy-Restricting and Job-*  
6 *Limiting Offshore Drilling Plan”.*

7 **SEC. 2. DEFINITIONS.**

8        *In this Act:*

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

13            (2) *PROPOSED OIL AND GAS LEASING PROGRAM*  
14        *(2012–2017).*—*The term “Proposed Final Outer Conti-*  
15        *ental Shelf Oil & Gas Leasing Program (2012–*  
16        *2017)” means such plan as transmitted to the Speak-*  
17        *er of the House and President of the Senate on June*  
18        *28, 2012.*

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

21        (a) *IN GENERAL.*—*Except as otherwise provided in*  
22 *this Act, the Secretary of the Interior shall implement the*  
23 *Proposed Final Outer Continental Shelf Oil & Gas Leasing*  
24 *Program (2012–2017) in accordance with the schedule for*  
25 *conducting oil and gas lease sales set forth in such proposed*

1 program, the Outer Continental Shelf Lands Act (43 U.S.C.  
2 1331 et seq.), and otherwise applicable law.

3 (b) *MODIFIED AND ADDITIONAL LEASE SALES.*—Not-  
4 withstanding the schedule of lease sales in the Proposed  
5 Final Outer Continental Shelf Oil & Gas Leasing Program  
6 (2012–2017), the Secretary shall conduct under the Outer  
7 Continental Shelf Lands Act (43 U.S.C. 1331 et seq.) oil  
8 and gas lease sales in OCS Planning Areas as specified in  
9 the following table, in the year specified in the table for  
10 each lease sale:

<i>Lease Sale No.</i>	<i>OCS Planning Area</i>	<i>Year</i>
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
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 Caro- lina .....	2015

11 (c) *LEASE SALES DESCRIBED.*—For purposes of sub-  
12 section (b)—

1           (1) lease sale numbers 229, 227, 233, 244, 225,  
2           231, 238, 235, 242, 246, 226, 241, 237, 248, and 247  
3           are such sales proposed in, and shall be conducted in  
4           accordance with, the Proposed Final Outer Conti-  
5           nental Shelf Oil & Gas Leasing Program (2012–  
6           2017), except each such lease sale shall be conducted  
7           in the year specified for such sale in the table in sub-  
8           section (b);

9           (2) lease sale numbers 220, 212, 228, 230, 221,  
10          245, 232, 234, 239, 217, and 243 are such sales pro-  
11          posed in, and shall be conducted in accordance with,  
12          the Draft Proposed Outer Continental Shelf (OCS)  
13          Oil and Gas Leasing Program for 2010–2015 as pub-  
14          lished in Federal Register on January 21, 2009 (74  
15          Fed. Reg. 12), except each such lease sale shall be con-  
16          ducted in the year specified for such sale in the table  
17          in subsection (b); and

18          (3) lease sale numbers 249 and 250 shall be con-  
19          ducted—

20                 (A) for lease tracts in the Southern Cali-  
21                 fornia OCS Planning Area and Mid-Atlantic  
22                 OCS Planning Area, respectively, as determined  
23                 by and at the discretion of the Secretary, subject  
24                 to subparagraph (C);

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

3                   (C) in accordance with the other provisions  
4                   of this Act.

5 **SEC. 4. SOUTHERN CALIFORNIA EXISTING INFRASTRUC-**  
6                   **TURE LEASE SALE.**

7           (a) *IN GENERAL.*—In lease sale 249 under section 3,  
8 the Secretary shall offer for sale leases of tracts in the Santa  
9 Maria and Santa Barbara/Ventura Basins of the Southern  
10 California OCS Planning Area as soon as practicable, but  
11 not later than December 31, 2013.

12           (b) *USE OF EXISTING STRUCTURES OR ONSHORE-*  
13 *BASED DRILLING.*—The Secretary of the Interior shall in-  
14 clude in leases offered for sale under lease sale 249 such  
15 terms and conditions as are necessary to require that devel-  
16 opment and production may occur only from offshore infra-  
17 structure in existence on the date of the enactment of this  
18 Act or from onshore-based drilling.

19 **SEC. 5. NATIONAL DEFENSE.**

20           (a) *NATIONAL DEFENSE AREAS.*—This Act shall in no  
21 way affect the existing authority of the Secretary of Defense,  
22 with the approval of the President, to designate national  
23 defense areas on the outer Continental Shelf pursuant to  
24 section 12(d) of the Outer Continental Shelf Lands Act (43  
25 U.S.C. 1341(d)).

1           (b) *PROHIBITION ON CONFLICTS WITH MILITARY OP-*  
2 *ERATIONS.*—No person may engage in any exploration, de-  
3 velopment, or production of oil or natural gas on the Outer  
4 Continental Shelf under a lease issued under this Act that  
5 would conflict with any military operation, as determined  
6 in accordance with the Memorandum of Agreement between  
7 the Department of Defense and the Department of the Inte-  
8 rior on Mutual Concerns on the Outer Continental Shelf  
9 signed July 20, 1983, and any revision or replacement for  
10 that agreement that is agreed to by the Secretary of Defense  
11 and the Secretary of the Interior after that date but before  
12 the date of issuance of the lease under which such explo-  
13 ration, development, or production is conducted.

14 **SEC. 6. ENVIRONMENTAL IMPACT STATEMENT REQUIRE-**  
15 **MENT.**

16           (a) *IN GENERAL.*—For the purposes of this Act and  
17 in order to conduct lease sales in accordance with the lease  
18 sale schedule established by this Act, the Secretary of the  
19 Interior shall prepare a multisale environmental impact  
20 statement under section 102 of the National Environmental  
21 Policy Act of 1969 (42 U.S.C. 4332) for all lease sales re-  
22 quired under this Act that are not included in the Proposed  
23 Final Outer Continental Shelf Oil & Gas Leasing Program  
24 (2012–2017).

1           (b) *ACTIONS TO BE CONSIDERED.*—Notwithstanding  
2 *section 102 of the National Environmental Policy Act of*  
3 *1969 (42 U.S.C. 4332), in such statement—*

4                   (1) *the Secretary is not required to identify non-*  
5 *leasing alternative courses of action or to analyze the*  
6 *environmental effects of such alternative courses of ac-*  
7 *tion; and*

8                   (2) *the Secretary shall only—*

9                           (A) *identify a preferred action for leasing*  
10 *and not more than one alternative leasing pro-*  
11 *posal; and*

12                           (B) *analyze the environmental effects and*  
13 *potential mitigation measures for such preferred*  
14 *action and such alternative leasing proposal.*

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

16           *Nothing in this Act affects restrictions on oil and gas*  
17 *leasing under the Gulf of Mexico Energy Security Act of*  
18 *2006 (title I of division C of Public Law 109–432; 43*  
19 *U.S.C. 1331 note).*

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

21           *In determining the areas off the coast of South Caro-*  
22 *lina to be made available for leasing under this Act, the*  
23 *Secretary of the Interior shall—*

24                   (1) *consult with the Governor and legislature of*  
25 *the State of South Carolina; and*



- 1           (2) *focus on areas considered to have the most*
- 2           *geologically promising energy resources.*

Union Calendar No. 447

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

**H. R. 6082**

[Report No. 112-615]

---

---

## **A BILL**

To officially replace, within the 60-day Congressional review period under the Outer Continental Shelf Lands Act, President Obama's Proposed Final Outer Continental Shelf Oil & Gas Leasing Program (2012-2017) with a congressional plan that will conduct additional oil and natural gas lease sales to promote offshore energy development, job creation, and increased domestic energy production to ensure a more secure energy future in the United States, and for other purposes.

---

---

JULY 20, 2012

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed