

112TH CONGRESS
1ST SESSION

H. R. 903

To greatly enhance the Nation's environmental, energy, economic, and national security by terminating long-standing Federal prohibitions on the domestic production of abundant offshore supplies of oil and natural gas, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 3, 2011

Mr. CALVERT (for himself, Mr. HARPER, Mr. GALLEGLY, Mr. LATTA, Mr. LONG, Mr. CARTER, Mr. LEWIS of California, Mr. DANIEL E. LUNGREN of California, Mr. GARY G. MILLER of California, Mr. GIBBS, Mr. NUNES, Mr. DREIER, Mr. McKEON, and Mr. HERGER) introduced the following bill; which was referred to the Committee on Natural Resources, and in addition to the Committees on the Budget and Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To greatly enhance the Nation's environmental, energy, economic, and national security by terminating long-standing Federal prohibitions on the domestic production of abundant offshore supplies of oil and natural gas, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Maximize Offshore Re-
3 source Exploration Act of 2011” or the “MORE Act of
4 2011”.

5 **SEC. 2. TERMINATION OF PROHIBITIONS ON EXPENDI-**
6 **TURES FOR, AND WITHDRAWALS FROM, OFF-**
7 **SHORE OIL AND GAS LEASING.**

8 (a) PROHIBITIONS ON EXPENDITURES.—All provi-
9 sions of Federal law that prohibit the expenditure of ap-
10 propriated funds to conduct oil and natural gas leasing
11 and preleasing activities for any area of the Outer Conti-
12 nental Shelf shall have no force or effect with respect to
13 such activities.

14 (b) REVOCATION WITHDRAWALS.—All withdrawals
15 of Federal submerged lands of the Outer Continental Shelf
16 from leasing, including withdrawals by the President
17 under the authority of section 12(a) of the Outer Conti-
18 nental Shelf Lands Act (43 U.S.C. 1341(a)), are hereby
19 revoked and are no longer in effect with respect to the
20 leasing of areas for exploration for, and development and
21 production of, oil and natural gas.

22 **SEC. 3. OUTER CONTINENTAL SHELF OIL AND NATURAL**
23 **GAS LEASING PROGRAM.**

24 The Outer Continental Shelf Lands Act (43 U.S.C.
25 1331 et seq.) is amended by inserting after section 9 the
26 following:

1 **“SEC. 10. STATE APPROVAL REQUIREMENT WITH RESPECT**
2 **TO OIL AND NATURAL GAS LEASING.**

3 “(a) IN GENERAL.—The Secretary may not issue any
4 lease authorizing exploration for, or development of, oil
5 and natural gas in any area of the outer Continental Shelf
6 that is located within 25 miles of the coastline of a State
7 unless the State has enacted a law approving of the
8 issuance of such leases by the Secretary.

9 “(b) STATE APPROVAL PERMANENT.—Repeal of
10 such a law by a State shall have no effect for purposes
11 of subsection (a).”.

12 **SEC. 4. SHARING OF REVENUES.**

13 (a) IN GENERAL.—Section 8(g) of the Outer Conti-
14 nental Shelf Lands Act (43 U.S.C. 1337(g)) is amended—

15 (1) in paragraph (2) by striking “Notwith-
16 standing” and inserting “Except as provided in
17 paragraph (6), and notwithstanding”;

18 (2) by redesignating paragraphs (6) and (7) as
19 paragraphs (7) and (8); and

20 (3) by inserting after paragraph (5) the fol-
21 lowing:

22 “(6) ROYALTIES UNDER QUALIFIED OIL AND
23 GAS LEASES.—

24 “(A) IN GENERAL.—Except as provided in
25 subparagraph (B), of amounts received by the
26 United States as royalties under any qualified

1 oil and gas lease on submerged lands that are
2 located within the seaward boundaries of a
3 State established under section 4(a)(2)(A)—

4 “(i) 12.5 percent shall be deposited in
5 the general fund of the Treasury;

6 “(ii) 12.5 percent shall be deposited in
7 the Renewable Energy Reserve established
8 by section 5 of the MORE Act of 2011;
9 and

10 “(iii) 75 percent shall be paid to the
11 States that are producing States with re-
12 spect to those submerged lands.

13 “(B) LEASE TRACTS WITHIN 25 MILES OF
14 THE COASTLINE.—Of amounts received by the
15 United States as royalties under any qualified
16 oil and gas lease on submerged lands that are
17 located within 25 miles of the coastline of a
18 State and within the seaward boundaries of a
19 State established under section 4(a)(2)(A)—

20 “(i) 5 percent shall be deposited in
21 the general fund of the Treasury;

22 “(ii) 5 percent shall be deposited in
23 the Renewable Energy Reserve established
24 by section 5 of the MORE Act of 2011;
25 and

1 “(iii) 90 percent shall be paid to the
2 States that are producing States with re-
3 spect to those submerged lands.

4 “(C) LEASED TRACT THAT LIES PAR-
5 Tially WITHIN THE SEAWARD BOUNDARIES OF
6 A STATE.—In the case of a leased tract that lies
7 partially within the seaward boundaries of a
8 State, the amounts of royalties from such tract
9 that are subject to subparagraph (A) or (B), as
10 applicable, with respect to such State shall be
11 a percentage of the total amounts of royalties
12 from such tract that is equivalent to the total
13 percentage of surface acreage of the tract that
14 lies within such seaward boundaries.

15 “(D) DEFINITIONS.—In this paragraph:

16 “(i) ADJACENT STATE.—The term
17 ‘adjacent State’ means, with respect to any
18 program, plan, lease sale, leased tract or
19 other activity, proposed, conducted, or ap-
20 proved pursuant to the provisions of this
21 Act, any State the laws of which are de-
22 clared, pursuant to section 4(a)(2), to be
23 the law of the United States for the por-
24 tion of the outer Continental Shelf on
25 which such program, plan, lease sale,

1 leased tract, or activity appertains or is, or
2 is proposed to be, conducted.

3 “(ii) ADJACENT ZONE.—The term
4 ‘adjacent zone’ means, with respect to any
5 program, plan, lease sale, leased tract, or
6 other activity, proposed, conducted, or ap-
7 proved pursuant to the provisions of this
8 Act, the portion of the outer Continental
9 Shelf for which the laws of a particular ad-
10 jacent State are declared, pursuant to sec-
11 tion 4(a)(2), to be the law of the United
12 States.

13 “(iii) PRODUCING STATE.—The term
14 ‘producing State’ means an adjacent State
15 having an adjacent zone containing leased
16 tracts from which are derived royalties
17 under a lease under this Act.

18 “(iv) STATE.—The term ‘State’ in-
19 cludes Puerto Rico and the other terri-
20 tories of the United States.

21 “(v) QUALIFIED OIL AND GAS
22 LEASE.—The term ‘qualified oil and gas
23 lease’ means a lease under this Act grant-
24 ed after the date of the enactment of the
25 MORE Act of 2011 that authorizes devel-

1 opment and production of oil and natural
2 gas and associated condensate.

3 “(E) APPLICATION.—This paragraph shall
4 apply to royalties received by the United States
5 after September 30, 2011.”.

6 (b) ESTABLISHMENT OF STATE SEAWARD BOUND-
7 ARIES.—Section 4(a)(2)(A) of the Outer Continental Shelf
8 Lands Act (43 U.S.C. 1333(a)(2)(A)) is amended in the
9 first sentence by striking “, and the President” and all
10 that follows through the end of the sentence and inserting
11 the following: “. Such extended lines are deemed to be as
12 indicated on the maps for each Outer Continental Shelf
13 region entitled ‘Alaska OCS Region State Adjacent Zone
14 and OCS Planning Areas’, ‘Pacific OCS Region State Ad-
15 jacent Zones and OCS Planning Areas’, ‘Gulf of Mexico
16 OCS Region State Adjacent Zones and OCS Planning
17 Areas’, and ‘Atlantic OCS Region State Adjacent Zones
18 and OCS Planning Areas’, all of which are dated Sep-
19 tember 2005 and on file in the Office of the Director, Min-
20 erals Management Service. The preceding sentence shall
21 not apply with respect to the treatment under section 105
22 of the Gulf of Mexico Energy Security Act of 2006 (title
23 I of division C of Public Law 109–432) of qualified outer
24 Continental Shelf revenues deposited and disbursed under
25 subsection (a)(2) of that section.”.

1 **SEC. 5. RENEWABLE ENERGY RESERVE.**

2 (a) IN GENERAL.—For budgetary purposes, there is
3 established a separate account in the Treasury to be
4 known as the “Renewable Energy Reserve”.

5 (b) CONTENTS.—The Renewable Energy Reserve
6 shall consist of amounts deposited into it under subpara-
7 graphs (A) and (B) of paragraph (6) of section 8(g) of
8 the Outer Continental Shelf Lands Act (43 U.S.C.
9 1337(g)), as amended by this Act.

10 (c) USE.—The Renewable Energy Reserve shall be
11 available to offset the cost of legislation enacted after the
12 date of the enactment of this Act—

13 (1) to accelerate the use of cleaner domestic en-
14 ergy resources and alternative fuels;

15 (2) to promote the utilization of energy-efficient
16 products and practices; and

17 (3) to increase research, development, and de-
18 ployment of clean renewable energy and efficiency
19 technologies and job training programs for those
20 purposes.

21 (d) PROCEDURE FOR ADJUSTMENTS.—

22 (1) BUDGET COMMITTEE CHAIRMAN.—After the
23 reporting of a bill or joint resolution, or the offering
24 of an amendment thereto or the submission of a con-
25 ference report thereon, providing funding for the
26 purposes set forth in subsection (c) in excess of the

1 amounts provided for those purposes for fiscal year
2 2011, the chairman of the Committee on the Budget
3 of the applicable House of Congress shall make the
4 adjustments set forth in paragraph (2) for the
5 amount of new budget authority and outlays in that
6 measure and the outlays flowing from that budget
7 authority.

8 (2) MATTERS TO BE ADJUSTED.—The adjust-
9 ments referred to in paragraph (1) are to be made
10 to—

11 (A) the discretionary spending limits, if
12 any, set forth in the appropriate concurrent res-
13 olution on the budget;

14 (B) the allocations made pursuant to the
15 appropriate concurrent resolution on the budget
16 pursuant to section 302(a) of Congressional
17 Budget Act of 1974; and

18 (C) the budget aggregates contained in the
19 appropriate concurrent resolution on the budget
20 as required by section 301(a) of Congressional
21 Budget Act of 1974.

22 (3) AMOUNTS OF ADJUSTMENTS.—The adjust-
23 ments referred to in paragraphs (1) and (2) shall
24 not exceed the total of the receipts over a 10-year

- 1 period, as estimated by the Congressional Budget
- 2 Office upon the enactment of this Act.

