

119TH CONGRESS  
2D SESSION

# H. R. 4090

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## AN ACT

To codify certain provisions of certain Executive Orders relating to domestic mining and hardrock mineral resources, 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 “Critical Mineral Domi-  
3 nance Act”.

4 **SEC. 2. POLICY.**

5       It is the policy of the United States to establish the  
6 position of the United States as the leading producer of  
7 hardrock minerals, including rare earth minerals, which  
8 will—

9           (1) create jobs and prosperity at home;

10          (2) strengthen supply chains for the United  
11 States and the allies of the United States;

12          (3) safeguard the national Security of the  
13 United States; and

14          (4) reduce the global influence of malign and  
15 adversarial states.

16 **SEC. 3. ANALYZING ECONOMIC IMPACTS OF MINERAL NET**  
17 **IMPORT RELIANCE.**

18       (a) **COST OF NET IMPORT RELIANCE.**—Not later  
19 than 90 days after the date of the enactment of this Act,  
20 the Secretary shall submit to the Committee on Natural  
21 Resources of the House of Representatives and the Com-  
22 mittee on Energy and Natural Resources of the Senate—

23           (1) for each mineral commodity included in the  
24 document published by the United States Geological  
25 Survey titled “Mineral Commodity Summaries  
26 2025” (Version 1.2; March 2025) for which the

1 United States is reliant on imports, the dollar value  
2 associated with such reliance; and

3 (2) the overall impact on the economy of the  
4 United States of imports and exports of mineral  
5 commodities listed in the document published by the  
6 United States Geological Survey titled “Mineral  
7 Commodity Summaries 2025” (Version 1.2; March  
8 2025) for which the United States is reliant on im-  
9 ports.

10 (b) SUBSEQUENT INCLUSION.—Beginning in 2026,  
11 the Secretary, acting through the Director of the United  
12 States Geological Survey, shall include in each Mineral  
13 Commodity Summaries published by the United States  
14 Geological Survey the information described in paragraphs  
15 (1) and (2) of subsection (a).

16 **SEC. 4. PRIORITY PROJECTS.**

17 (a) PROJECT IDENTIFICATION.—

18 (1) IN GENERAL.—Not later than 10 days after  
19 the date of the enactment of this Act and annually  
20 thereafter, the Secretary, in consultation with the  
21 Secretary of Agriculture, shall submit to the Com-  
22 mittee on Natural Resources of the House of Rep-  
23 resentatives and the Committee on Energy and Nat-  
24 ural Resources of the Senate a list of each mining  
25 project on Federal land for which a plan of oper-

1        ations, a permit application, or other application for  
2        approval has been submitted to the Department of  
3        the Interior.

4            (2) APPROVAL OF CERTAIN PROJECTS.—Not  
5        later than 10 days after the date on which the Sec-  
6        retary submits the list required under paragraph  
7        (1), the Secretary shall, in consultation with the Sec-  
8        retary of Agriculture, with respect to each mining  
9        project included on the list—

10            (A) identify each priority mining project  
11            for which the Secretary can immediately ap-  
12            prove or issue each plan of operations, permit  
13            application, and other application for approval  
14            submitted to the Department of the Interior;  
15            and

16            (B) take all necessary and appropriate ac-  
17            tions to expedite and approve or issue each such  
18            plan of operations, permit application, and  
19            other application for approval.

20            (b) IDENTIFICATION OF POTENTIAL HARDROCK  
21        MINERAL AND BYPRODUCT PRODUCTION.—Not later  
22        than 10 days after the date of the enactment of this Act,  
23        the Secretary, in consultation with the Secretary of Agri-  
24        culture, shall submit to the Committee on Natural Re-  
25        sources of the House of Representatives and the Com-

1 mittee on Energy and Natural Resources of the Senate  
2 a list of each mining project on Federal land, whether ac-  
3 tive, inactive, or proposed, that has the potential to—

4 (1) increase production of hardrock minerals or  
5 the byproducts of hardrock minerals;

6 (2) expand operations to include the byproducts  
7 of hardrock minerals;

8 (3) produce hardrock minerals from mine  
9 tailings; or

10 (4) produce hardrock minerals from coal ash  
11 and other coal byproducts.

12 (c) REPORT ON BARRIERS TO BYPRODUCT PRODUC-  
13 TION.—Not later than one year after the date of enact-  
14 ment of this Act, the Secretary shall submit a report to  
15 the Committee on Natural Resources of the House of Rep-  
16 resentatives and the Committee on Energy and Natural  
17 Resources of the Senate on the barriers to byproduct pro-  
18 duction from mining projects on Federal land, including  
19 recommendations to Congress on how to reduce those bar-  
20 riers.

21 **SEC. 5. MINING POTENTIAL ON FEDERAL LAND.**

22 (a) IN GENERAL.—The Secretary shall identify all  
23 Federal land managed by the Secretary or the Secretary  
24 of Agriculture, which may be leased for the exploration,  
25 development, or production of hardrock minerals or is

1 open to location under the Act of May 10, 1872 (com-  
2 monly known as the Mining Law of 1872), where—

3 (1) hardrock mineral exploration is being con-  
4 ducted;

5 (2) the Secretary, in consultation with the  
6 United States Geological Survey, determines  
7 hardrock minerals may be present but where thor-  
8 ough exploration has not been conducted; or

9 (3) known economically recoverable hardrock  
10 minerals are present.

11 (b) PRIORITY.—In identifying Federal land under  
12 subsection (a), the Secretary shall prioritize identifying  
13 Federal land on which the exploration, construction, or op-  
14 eration of a mining project—

15 (1) can most quickly be fully permitted and  
16 operational; and

17 (2) would have the greatest potential effect on  
18 the robustness of the domestic mineral supply chain.

19 (c) SUBMISSION OF LIST.—The Secretary shall annu-  
20 ally submit to the Committee on Natural Resources of the  
21 House of Representatives and the Committee on Energy  
22 and Natural Resources of the Senate a list of all Federal  
23 land identified under subsection (a).

1 **SEC. 6. REGULATORY REVIEW.**

2 (a) IDENTIFYING BURDENSOME FEDERAL REGULA-  
3 TIONS.—Not later than 90 days after the date of the en-  
4 actment of this Act, the Secretary, in consultation with  
5 the Secretary of Agriculture, shall—

6 (1) review all existing regulations, orders, guid-  
7 ance documents, policies, settlements, consent or-  
8 ders, public land withdrawals, and any other agency  
9 actions within the jurisdiction of the Secretary (in  
10 this section referred to collectively as “agency ac-  
11 tion”) to identify each agency action that imposes an  
12 undue burden on the exploration, identification, de-  
13 velopment, or operation of domestic mining projects;

14 (2) solicit industry feedback on regulatory bot-  
15 tlenecks and recommended strategies to expedite ap-  
16 proval of mining projects on Federal land; and

17 (3) begin implementing an action plan—

18 (A) to implement industry feedback re-  
19 ceived pursuant to paragraph (2); and

20 (B) suspend, revise, or rescind, as applica-  
21 ble, each agency action identified as unduly  
22 burdensome under paragraph (1) as expedi-  
23 tiously as possible.

24 (b) REPORT.—Not later than 180 days after the date  
25 of the enactment of this Act, the Secretary, in consultation

1 with the Secretary of Agriculture, shall submit to Con-  
2 gress a report including—

3 (1) recommendations for changes to law in ef-  
4 fect as of the date of the enactment of this Act nec-  
5 essary to accomplish the policy described in section  
6 2; and

7 (2) a nationwide review of State and local stat-  
8 utes, regulations, and ordinances the Secretary de-  
9 termines impede development of domestic mining  
10 and mineral exploration projects.

11 **SEC. 7. MAP BABY MAP.**

12 (a) IN GENERAL.—The Secretary shall prioritize ef-  
13 forts to accelerate the ongoing, detailed geologic mapping  
14 of the United States, with a focus on mapping previously  
15 unknown deposits of hardrock minerals.

16 (b) REPORT.—Not later than 1 year after the date  
17 of the enactment of this Act, the Secretary shall submit  
18 to the Committee on Natural Resources of the House of  
19 Representatives and the Committee on Energy and Nat-  
20 ural Resources of the Senate a report regarding the  
21 progress and estimated completion date of the comprehen-  
22 sive national modern surface and subsurface mapping and  
23 data integration effort of the Department of the Interior  
24 described in section 40201 of the Infrastructure Invest-  
25 ment and Jobs Act (43 U.S.C. 311).



1 **SEC. 8. DEFINITIONS.**

2 In this Act:

3 (1) FEDERAL LAND.—The term “Federal land”

4 means—

5 (A) National Forest System land;

6 (B) public lands; and

7 (C) any land that may be leased for the ex-  
8 ploration, development, or production of  
9 hardrock minerals.

10 (2) HARDROCK MINERAL.—The term “hardrock  
11 mineral”—

12 (A) includes deposits of—

13 (i) minerals found in sedimentary or  
14 other rocks;

15 (ii) base metals;

16 (iii) precious metals;

17 (iv) industrial minerals; and

18 (v) precious and semi-precious  
19 gemstones; and

20 (B) does not include deposits of—

21 (i) coal;

22 (ii) oil;

23 (iii) oil shale;

24 (iv) gas;

25 (v) sodium;

26 (vi) potassium;

1 (vii) sulfur; or

2 (viii) mineral materials subject to dis-  
3 position under the Act of July 31, 1947,  
4 commonly known as the Materials Act of  
5 1947 (30 U.S.C. 601 et seq.).

6 (3) MINING PROJECT.—The term “mining  
7 project” means a project that involves the explo-  
8 ration for or development, extraction, or processing  
9 of a hardrock mineral.

10 (4) PUBLIC LANDS.—The term “public lands”  
11 has the meaning given the term in section 103 of the  
12 Federal Land Policy and Management Act of 1976  
13 (43 U.S.C. 1702).

14 (5) SECRETARY.—The term “Secretary” means  
15 the Secretary of the Interior.

Passed the House of Representatives February 4,  
2026.

Attest:

*Clerk.*



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