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(Original Signature of Member)

112TH CONGRESS
2D SESSION

H. R. _____

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

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

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 Conti-
11 nental Shelf Planning Area as specified by the De-
12 partment of the Interior as of January 1, 2012.

13 (2) PROPOSED OIL AND GAS LEASING PROGRAM
14 (2012–2017).—The term “Proposed Final Outer Con-
15 tinental Shelf Oil & Gas Leasing Program (2012–
16 2017)” means such plan as transmitted to the
17 Speaker of the House and President of the Senate
18 on June 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 Leas-
24 ing Program (2012–2017) in accordance with the schedule
25 for conducting oil and gas lease sales set forth in such

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

3 (b) MODIFIED AND ADDITIONAL LEASE SALES.—

4 Notwithstanding the schedule of lease sales in the Pro-
 5 posed Final Outer Continental Shelf Oil & Gas Leasing
 6 Program (2012–2017), the Secretary shall conduct under
 7 the Outer Continental Shelf Lands Act (43 U.S.C. 1331
 8 et seq.) oil and gas lease sales in OCS Planning Areas
 9 as specified in the following table, in the year specified
 10 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
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

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
3 247 are such sales proposed in, and shall be con-
4 ducted in accordance with, the Proposed Final Outer
5 Continental Shelf Oil & Gas Leasing Program
6 (2012–2017), except each such lease sale shall be
7 conducted in the year specified for such sale in the
8 table in subsection (b);

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

18 (3) lease sale numbers 249 and 250 shall be
19 conducted—

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

1 (B) in the year specified for each such
2 lease 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
8 3, the Secretary shall offer for sale leases of tracts in the
9 Santa Maria and Santa Barbara/Ventura Basins of the
10 Southern California OCS Planning Area as soon as prac-
11 ticable, but 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 de-
16 velopment and production may occur only from offshore
17 infrastructure in existence on the date of the enactment
18 of this Act or from onshore-based drilling.

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

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

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

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

17 (a) IN GENERAL.—For the purposes of this Act and
18 in order to conduct lease sales in accordance with the lease
19 sale schedule established by this Act, the Secretary of the
20 Interior shall prepare a multisale environmental impact
21 statement under section 102 of the National Environ-
22 mental Policy Act of 1969 (42 U.S.C. 4332) for all lease
23 sales required under this Act that are not included in the
24 Proposed Final Outer Continental Shelf Oil & Gas Leas-
25 ing Program (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
5 nonleasing alternative courses of action or to analyze
6 the environmental effects of such alternative courses
7 of action; 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 pre-
14 ferred action and such alternative leasing pro-
15 posal.

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

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