

# Union Calendar No. 367

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

# H. R. 4480

**[Report No. 112-520, Part I]**

To provide for the development of a plan to increase oil and gas exploration, development, and production under oil and gas leases of Federal lands under the jurisdiction of the Secretary of Agriculture, the Secretary of Energy, the Secretary of the Interior, and the Secretary of Defense in response to a drawdown of petroleum reserves from the Strategic Petroleum Reserve.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 24, 2012

Mr. GARDNER (for himself, Mr. CANSECO, Mr. OLSON, Mr. COFFMAN of Colorado, Mrs. BLACKBURN, Mr. JOHNSON of Ohio, Mr. LANDRY, Mrs. McMORRIS RODGERS, Mr. TERRY, and Mr. BERG) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committees on Natural Resources, Agriculture, and Armed Services, 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

JUNE 8, 2012

Additional sponsors: Mr. LONG, Mr. STEARNS, Mr. HARPER, Mr. REHBERG, Mr. GRIFFIN of Arkansas, Mr. DUNCAN of South Carolina, Ms. FOXX, Mr. NUNNELEE, Mr. LATHAM, Mr. REED, Mrs. CAPITO, and Ms. JENKINS

JUNE 8, 2012

Reported from the Committee on Energy and Commerce with an amendment

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

JUNE 8, 2012

The Committees on Natural Resources, Agriculture, and Armed Services discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

[For text of introduced bill, see copy of bill as introduced on April 24, 2012]

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## **A BILL**

To provide for the development of a plan to increase oil and gas exploration, development, and production under oil and gas leases of Federal lands under the jurisdiction of the Secretary of Agriculture, the Secretary of Energy, the Secretary of the Interior, and the Secretary of Defense in response to a drawdown of petroleum reserves from the Strategic Petroleum Reserve.

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 “Strategic Energy Pro-*  
5 *duction Act of 2012”.*

6 **SEC. 2. PLAN FOR INCREASING DOMESTIC OIL AND GAS EX-**  
7 **PLORATION, DEVELOPMENT, AND PRODUC-**  
8 **TION FROM FEDERAL LANDS IN RESPONSE**  
9 **TO STRATEGIC PETROLEUM RESERVE DRAW-**  
10 **DOWN.**

11        *Section 161 of the Energy Policy and Conservation Act*  
12 *(42 U.S.C. 6241) is amended by adding at the end the fol-*  
13 *lowing new subsection:*

14        “(k) *PLAN.*—

15            “(1) *CONTENTS.*—

16                    “(A) *IN GENERAL.*—Not later than 180  
17 *days after the date on which the Secretary exe-*  
18 *cutes, in accordance with the provisions of this*  
19 *section, the first sale after the date of enactment*  
20 *of this subsection of petroleum products in the*  
21 *Reserve the Secretary shall develop a plan to in-*  
22 *crease the percentage of Federal lands (including*  
23 *submerged lands of the Outer Continental Shelf)*  
24 *under the jurisdiction of the Secretary of Agri-*  
25 *culture, the Secretary of Energy, the Secretary of*

1           *the Interior, and the Secretary of Defense leased*  
2           *for oil and gas exploration, development, and*  
3           *production. The percentage of the total amount*  
4           *of the Federal lands described in the preceding*  
5           *sentence by which the plan developed under this*  
6           *paragraph will increase leasing for oil and gas*  
7           *exploration, development, and production shall*  
8           *be the same as the percentage of petroleum in the*  
9           *Strategic Petroleum Reserve that was drawn*  
10          *down.*

11           “(B) *REQUIREMENTS.—The plan developed*  
12          *under this paragraph shall—*

13                   “(i) *be consistent with a national en-*  
14                   *ergy policy to meet the present and future*  
15                   *energy needs of the Nation consistent with*  
16                   *economic goals; and*

17                   “(ii) *promote the interests of consumers*  
18                   *through the provision of an adequate and*  
19                   *reliable supply of domestic transportation*  
20                   *fuels at the lowest reasonable cost.*

21           “(C) *ENERGY INFORMATION.—The Sec-*  
22          *retary shall base the determination of the present*  
23          *and future energy needs of the Nation, for pur-*  
24          *poses of subparagraph (B)(i), on information*  
25          *from the Energy Information Administration.*

1           “(2) *LIMITATION.*—*The plan developed under*  
2           *paragraph (1) shall not provide for oil and gas explo-*  
3           *ration, development, and production leasing of a total*  
4           *of more than 10 percent of the Federal lands described*  
5           *in paragraph (1)(A).*

6           “(3) *CONSULTATION.*—*The Secretary shall de-*  
7           *velop the plan required by paragraph (1) in consulta-*  
8           *tion with the Secretary of Agriculture, the Secretary*  
9           *of the Interior, and the Secretary of Defense. Addi-*  
10          *tionally, in developing the plan, the Secretary shall*  
11          *consult with the American Association of Petroleum*  
12          *Geologists and other State, environmentalist, and oil*  
13          *and gas industry stakeholders to determine the most*  
14          *geologically promising lands for production of oil and*  
15          *natural gas liquids.*

16          “(4) *COMPLIANCE WITH REQUIREMENTS.*—*Each*  
17          *Federal agency described in paragraph (1)(A) shall*  
18          *comply with any requirements established by the Sec-*  
19          *retary pursuant to the plan, except that no action*  
20          *shall be taken pursuant to the plan if in the view of*  
21          *the Secretary of Defense such action will adversely af-*  
22          *fect national security or military activities, including*  
23          *preparedness and training.*

24          “(5) *EXCLUSIONS.*—*The lands referred to in*  
25          *paragraph (1)(A) shall not include lands managed*

1       *under the National Park System or the National Wil-*  
2       *derness Preservation System.*

3               “(6) *SAVINGS CLAUSE.—Nothing in this sub-*  
4       *section shall be construed to limit or affect the appli-*  
5       *cation of existing restrictions on offshore drilling or*  
6       *requirements for land management under Federal,*  
7       *State, or local law.”.*



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