To require the Secretary of the Interior to implement the Proposed Final Outer Continental Shelf Oil and Gas Leasing Program: 2012–2017 and conduct additional oil and gas lease sales to promote offshore energy development in the United States for a more secure energy future, and for other purposes.

A BILL

To require the Secretary of the Interior to implement the Proposed Final Outer Continental Shelf Oil and Gas Leasing Program: 2012–2017 and conduct additional oil and gas lease sales to promote offshore energy development in the United States for a more secure energy future, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Offshore Petroleum Expansion Now Act of 2012”.

SEC. 2. DEFINITIONS.

In this Act:

(1) OCS PLANNING AREA.—The term “OCS Planning Area” means an area specified as an Outer Continental Shelf Planning Area by the Department of the Interior as of the date of the enactment of this Act.


(3) SECRETARY.—The term “Secretary” means the Secretary of the Interior.


(a) IN GENERAL.—Except as otherwise provided in this Act, the Secretary shall implement the Proposed Oil and Gas Leasing Program: 2012–2017 in accordance with the schedule for conducting oil and gas lease sales contained in the Proposed Oil and Gas Leasing Program: 2012–2017, the Outer Continental Shelf Lands Act (43 U.S.C. 1331 et seq.), and other applicable law.
(b) **Modified and Additional Lease Sales.**—Notwithstanding the schedule of lease sales in the Proposed Oil and Gas Leasing Program: 2012–2017, the Secretary shall conduct under the Outer Continental Shelf Lands Act (43 U.S.C. 1331 et seq.) oil and gas lease sales in OCS Planning Areas as specified in the following table, during the year specified in the table for each lease sale:

<table>
<thead>
<tr>
<th>Lease Sale No.</th>
<th>OCS Planning Area</th>
<th>Year</th>
</tr>
</thead>
<tbody>
<tr>
<td>212</td>
<td>Chukchi Sea</td>
<td>2013</td>
</tr>
<tr>
<td>217</td>
<td>Beaufort Sea</td>
<td>2016</td>
</tr>
<tr>
<td>220</td>
<td>Mid-Atlantic</td>
<td>2013</td>
</tr>
<tr>
<td>221</td>
<td>Chukchi Sea</td>
<td>2014</td>
</tr>
<tr>
<td>225</td>
<td>Eastern Gulf of Mexico</td>
<td>2013</td>
</tr>
<tr>
<td>226</td>
<td>Eastern Gulf of Mexico</td>
<td>2016</td>
</tr>
<tr>
<td>227</td>
<td>Central Gulf of Mexico</td>
<td>2013</td>
</tr>
<tr>
<td>228</td>
<td>Southern California</td>
<td>2014</td>
</tr>
<tr>
<td>229</td>
<td>Western Gulf of Mexico</td>
<td>2012</td>
</tr>
<tr>
<td>230</td>
<td>Mid-Atlantic</td>
<td>2014</td>
</tr>
<tr>
<td>231</td>
<td>Central Gulf of Mexico</td>
<td>2014</td>
</tr>
<tr>
<td>233</td>
<td>Western Gulf of Mexico</td>
<td>2013</td>
</tr>
<tr>
<td>234</td>
<td>Eastern Gulf of Mexico</td>
<td>2015</td>
</tr>
<tr>
<td>235</td>
<td>Central Gulf of Mexico</td>
<td>2015</td>
</tr>
<tr>
<td>237</td>
<td>Chukchi Sea</td>
<td>2016</td>
</tr>
<tr>
<td>238</td>
<td>Western Gulf of Mexico</td>
<td>2014</td>
</tr>
<tr>
<td>241</td>
<td>Central Gulf of Mexico</td>
<td>2016</td>
</tr>
<tr>
<td>242</td>
<td>Beaufort Sea</td>
<td>2014</td>
</tr>
<tr>
<td>243</td>
<td>Southern California</td>
<td>2017</td>
</tr>
<tr>
<td>244</td>
<td>Cook Inlet</td>
<td>2013</td>
</tr>
<tr>
<td>245</td>
<td>Mid-Atlantic</td>
<td>2015</td>
</tr>
<tr>
<td>246</td>
<td>Western Gulf</td>
<td>2015</td>
</tr>
<tr>
<td>247</td>
<td>Central Gulf of Mexico</td>
<td>2017</td>
</tr>
<tr>
<td>248</td>
<td>Western Gulf of Mexico</td>
<td>2016</td>
</tr>
<tr>
<td>249</td>
<td>Southern California (existing infrastructure sale)</td>
<td>2013</td>
</tr>
<tr>
<td>250</td>
<td>Mid-Atlantic</td>
<td>2017</td>
</tr>
</tbody>
</table>

(c) **Lease Sales Described.**—For purposes of subsection (b)—

(1) lease sale numbers 225, 226, 227, 229, 231, 233, 235, 237, 238, 241, 242, 244, 246, 247, and 248 are lease sales proposed in, and shall be conducted in accordance with, the Proposed Oil and Gas
Leasing Program: 2012–2017, except each lease sale shall be conducted in the year specified for the sale in the table under subsection (b);

(2) lease sale numbers 212, 217, 220, 221, 228, 230, 234, 243, and 245 are sales proposed in, and shall be conducted in accordance with, the Draft Proposed Outer Continental Shelf (OCS) Oil and Gas Leasing Program 2010–2015 (January 2009), except each lease sale shall be conducted in the year specified for the sale in the table under subsection (b); and

(3) lease sale number 250 shall be conducted—

(A) for lease tracts in the OCS Planning Area and Mid-Atlantic OCS Planning Area, respectively, by and at the discretion of the Secretary, subject to subparagraph (C);

(B) in the year specified for the lease sale in the table under subsection (b); and

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

SEC. 4. SOUTHERN CALIFORNIA EXISTING INFRASTRUCTURE LEASE SALE.

(a) IN GENERAL.—In the case of lease sale number 249, the Secretary shall offer for sale leases of tracts in the Santa Maria and Santa Barbara or Ventura Basins
of the Southern California OCS Planning Area as soon as practicable, but not later than December 31, 2013.

(b) USE OF EXISTING STRUCTURES OR ONSHORE-BASED DRILLING.—The Secretary shall include in leases offered for sale under lease sale numbers 228, 243, and 249 such terms and conditions as are necessary to require that development and production may occur only from offshore infrastructure in existence on the date of the enactment of this Act or from onshore-based drilling unless, not later than 1 year after the date of the next scheduled Southern California lease sale, the Governor of the State of California requests the Secretary to conduct an area-wide sale.

SEC. 5. REVISED MAP OF THE MID-ATLANTIC PLANNING AREA.

(a) DEFINITION OF MID-ATLANTIC STATE.—In this section, the term “Mid-Atlantic State” means each of the States of Delaware, Maryland, North Carolina, and Virginia.

(b) REVISION OF MAP.—Subject to subsection (e), the Secretary shall revise the Bureau of Ocean Energy Management, Regulation and Enforcement map entitled “Atlantic NAD 83 Federal Outer Continental Shelf (OCS) Administrative Boundaries” and dated January 2010 to ensure that the square footage of the leasable area in the
Mid-Atlantic planning area is directly proportional to the length of the tidal shoreline of the Mid-Atlantic States, as determined using the information on tidal shorelines provided in the document published by the National Oceanic and Atmospheric Administration entitled “The Coastline of the United States” and numbered NOAA/PA 71046 (1975).

(c) LIMITATION.—Nothing in this section affects the boundary of Lease Sale 220.

SEC. 6. NATIONAL DEFENSE.

(a) NATIONAL DEFENSE AREAS.—This Act shall not affect the authority of the Secretary of Defense, with the approval of the President, to designate national defense areas on the outer Continental Shelf pursuant to section 12(d) of the Outer Continental Shelf Lands Act (43 U.S.C. 1341(d)).

(b) PROHIBITION ON CONFLICTS WITH MILITARY OPERATIONS.—No person may engage in any exploration, development, or production of oil or natural gas on the Outer Continental Shelf under a lease issued under this Act that would conflict with any military operation, as determined in accordance with—

(1) the Memorandum of Agreement between the Department of Defense and the Department of the
Interior on Mutual Concerns on the Outer Continental Shelf signed July 20, 1983; and

(2) any revision or replacement for that agreement that is agreed to by the Secretary of Defense and the Secretary of the Interior after that date but before the date of issuance of the lease under which the exploration, development, or production is conducted.

SEC. 7. ENVIRONMENTAL IMPACT STATEMENT REQUIREMENT.

(a) In General.—For purposes of this Act and to conduct lease sales in accordance with the lease sale schedule established by this Act, the Secretary shall prepare a multisale environmental impact statement under section 102 of the National Environmental Policy Act of 1969 (42 U.S.C. 4332) for all lease sales required under this Act that are not included in the Proposed Oil and Gas Leasing Program: 2012–2017.

(b) Actions To Be Considered.—Notwithstanding section 102 of the National Environmental Policy Act of 1969 (42 U.S.C. 4332), in the statement described in subsection (a)—

(1) the Secretary is not required to identify nonleasing alternative courses of action or to analyze
the environmental effects of alternative courses of action; and

(2) the Secretary shall only—

(A) identify a preferred action for leasing and not more than 1 alternative leasing proposal; and

(B) analyze the environmental effects and potential mitigation measures for the preferred action and the alternative leasing proposal.

SEC. 8. EASTERN GULF OF MEXICO PROTECTIONS.


SEC. 9. AREA-WIDE LEASE SALES.

Except as provided in sections 4, 6, and 8, and except as deferred under subsistence deferral in the Barrow vicinity under the Proposed Oil and Gas Leasing Program: 2012–2017, all lease sales conducted pursuant to this Act shall be area-wide lease sales.

SEC. 10. COASTAL STATE REVENUE SHARING FOR OUTER CONTINENTAL SHELF ENERGY SOURCES.

(a) IN GENERAL.—

(1) Fiscal years 2012 through 2022.—Notwithstanding section 9 of the Outer Continental Shelf Lands Act (43 U.S.C. 1338) and subject to
the other provisions of this section, for each of fiscal
years 2012 through 2022, the Secretary of the
Treasury shall deposit in a special account in the
Treasury, and the Secretary of the Interior shall dis-
burse, 37.5 percent of all revenues derived from all
rentals, royalties, bonus bids, and other sums due
and payable to the United States from outer Conti-
nental Shelf areas not scheduled for lease sale under
Proposed Oil and Gas Leasing Program: 2012–2017
to coastal States and coastal political subdivisions in
accordance with subsection (b).

(2) SUBSEQUENT FISCAL YEARS.—Notwith-
standing section 9 of the Outer Continental Shelf
Lands Act (43 U.S.C. 1338) and subject to the
other provisions of this section, for fiscal year 2023
and each subsequent fiscal year, the Secretary of the
Treasury shall deposit in a special account in the
Treasury, and the Secretary of the Interior shall dis-
burse, 37.5 percent of all revenues derived from all
rentals, royalties, bonus bids, and other sums due
and payable to the United States from outer Conti-
nental Shelf areas to coastal States and coastal po-
litical subdivisions in accordance with subsection (b).

(b) ALLOCATION AMONG COASTAL STATES AND
COASTAL POLITICAL SUBDIVISIONS.—
(1) IN GENERAL.—Subject to paragraph (2), for each fiscal year, the amount made available under subsection (a) from any lease shall be allocated to each coastal State in amounts (based on a formula established by the Secretary by regulation) that are inversely proportional to the respective distances between the point on the coastline of each coastal State that is closest to the geographic center of the applicable leased tract and the geographic center of the leased tract.

(2) PAYMENTS TO COASTAL POLITICAL SUBDIVISIONS.—

(A) IN GENERAL.—The Secretary shall pay 25 percent of the allocable share of each coastal State, as determined under paragraph (1), to the coastal political subdivisions of the coastal State.

(B) ALLOCATION.—The amount paid by the Secretary to coastal political subdivisions shall be allocated to each coastal political subdivision in accordance with subparagraphs (B), (C), and (E) of section 31(b)(4) of the Outer Continental Shelf Lands Act (43 U.S.C. 1356a(b)(4)).
(c) Administration.—The Secretary shall ensure that revenues from all sources of renewable and nonrenewable energy leased and produced from any outer Continental Shelf area are distributed among coastal States and coastal political subdivisions in accordance with this section.

(d) Additional Revenues.—Revenues made available to coastal States and coastal political subdivisions under this section shall be in addition to any revenues made available to Gulf producing States and political subdivisions under the Gulf of Mexico Energy Security Act of 2006 (43 U.S.C. 1331 note; Public Law 109–432).

(e) Repeal of Limitations on Amount of Distributed Qualified Outer Continental Shelf Revenues.—


(2) Effective date.—The amendment made by paragraph (1) takes effect on the date that is 10 years after the date of enactment of this Act.