

106TH CONGRESS
1ST SESSION

S. 1581

To amend the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 to provide for the retention and administration of Oil Shale Reserve Numbered 2 by the Secretary of Energy.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 14, 1999

Mr. BENNETT introduced the following bill; which was read twice and referred to the Committee on Armed Services

A BILL

To amend the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 to provide for the retention and administration of Oil Shale Reserve Numbered 2 by the Secretary of Energy.

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 “Ute Economic Oppor-
5 tunity Act of 1999”.

1 **SEC. 2. CONTINUATION OF DEPARTMENT OF ENERGY CON-**
 2 **TROL AND ADMINISTRATION OF OIL SHALE**
 3 **RESERVE NUMBERED 2.**

4 Section 3405 of the Strom Thurmond National De-
 5 fense Authorization Act for Fiscal Year 1999 (Public Law
 6 105–261; 112 Stat. 2267; 10 U.S.C. 7420 note) is amend-
 7 ed to read as follows:

8 **“SEC. 3405. RETENTION AND ADMINISTRATION OF OIL**
 9 **SHALE RESERVE NUMBERED 2.**

10 “(a) RETENTION AND ADMINISTRATION.—The Sec-
 11 retary of Energy shall administer Oil Shale Reserve Num-
 12 bered 2 in accordance with this section and chapter 641
 13 of title 10, United States Code.

14 “(b) COOPERATIVE MANAGEMENT AND RESOURCE
 15 ASSESSMENT.—

16 “(1) COOPERATIVE AGREEMENT REQUIRED.—
 17 Within 180 days after the date of the enactment of
 18 this Act, the Secretary of Energy shall enter into a
 19 cooperative management and resources assessment
 20 agreement with the Ute Indian Tribe of the Uintah
 21 and Ouray Reservation for the management, admin-
 22 istration, and development of Oil Shale Reserve
 23 Numbered 2.

24 “(2) ELEMENTS.—The cooperative agreement
 25 shall recognize and implement the concurrent juris-
 26 dictional and governmental authority of the Ute In-

1 dian Tribe over the lands comprising Oil Shale Re-
2 serve Numbered 2 and provide a framework for the
3 Ute Indian Tribe and the Department of Energy to
4 jointly identify and assess the mineral, natural, cul-
5 tural, wildlife and religious resources located within
6 Oil Shale Reserve Numbered 2.

7 “(c) OIL AND GAS LEASE.—Within 180 days after
8 the date of the enactment of this section, the Secretary
9 of Energy shall enter into an oil and gas lease with the
10 Ute Indian Tribe to explore, prospect, conserve, develop,
11 use, operate, market, and sell the petroleum (as defined
12 in section 7420 of title 10, United States Code) of Oil
13 Shale Reserve Numbered 2. The negotiated lease shall
14 contain standard terms and conditions, but the royalty
15 rate of return to the United States shall be commensurate
16 with the rate of return realized by the United States under
17 oil and gas leases issued and administered by the Bureau
18 of Land Management.

19 “(d) OTHER COMMODITIES.—The Secretary of En-
20 ergy may enter into contracts, leases, or other agreements
21 with the Ute Indian Tribe for activities described in sub-
22 section (c) with respect to minerals other than petroleum,
23 and other commodities such as, but not limited to, build-
24 ing stone, on lands within Oil Shale Reserve Numbered
25 2.

1 “(e) FUNDING.—From amounts appropriated pursu-
2 ant to the authorization for appropriations in section
3 3402(a), \$2,000,000 shall be available for use by the Sec-
4 retary of Energy in carrying out the activities required
5 by this section.

6 “(f) WAIVER OF REQUIREMENTS REGARDING CON-
7 SULTATION AND APPROVAL.—Section 7431 of title 10,
8 United States Code, shall not apply to cooperative man-
9 agement, resource assessment, or administration under
10 this section.”.

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