

Union Calendar No. 146

113TH CONGRESS
1ST SESSION

H. R. 1394

[Report No. 113-199]

To direct the Secretary of the Interior to establish goals for an all-of-the-above energy production plan strategy on a 4-year basis on all on-shore Federal lands managed by the Department of the Interior and the Forest Service.

IN THE HOUSE OF REPRESENTATIVES

MARCH 21, 2013

Mr. TIPTON introduced the following bill; which was referred to the Committee on Natural Resources

SEPTEMBER 10, 2013

Additional sponsors: Mr. COFFMAN, Mr. GOSAR, Mr. DUNCAN of South Carolina, and Mr. MEADOWS

SEPTEMBER 10, 2013

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

To direct the Secretary of the Interior to establish goals for an all-of-the-above energy production plan strategy on a 4-year basis on all onshore Federal lands managed by the Department of the Interior and the Forest Service.

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 “Planning for American
5 Energy Act of 2013”.

6 **SEC. 2. ONSHORE DOMESTIC ENERGY PRODUCTION STRA-**
7 **TEGIC PLAN.**

8 (a) IN GENERAL.—The Mineral Leasing Act (30
9 U.S.C. 181 et seq.) is amended by redesignating section
10 44 as section 45, and by inserting after section 43 the
11 following:

12 **“SEC. 44. QUADRENNIAL STRATEGIC FEDERAL ONSHORE**
13 **ENERGY PRODUCTION STRATEGY.**

14 “(a) IN GENERAL.—

15 “(1) The Secretary of the Interior (hereafter in
16 this section referred to as ‘Secretary’), in consulta-
17 tion with the Secretary of Agriculture with regard to
18 lands administered by the Forest Service, shall de-
19 velop and publish every 4 years a Quadrennial Fed-
20 eral Onshore Energy Production Strategy. This
21 Strategy shall direct Federal land energy develop-
22 ment and department resource allocation in order to
23 promote the energy and national security of the
24 United States in accordance with Bureau of Land
25 Management’s mission of promoting the multiple use

1 of Federal lands as set forth in the Federal Land
2 Policy and Management Act of 1976 (43 U.S.C.
3 1701 et seq.).

4 “(2) In developing this Strategy, the Secretary
5 shall consult with the Administrator of the Energy
6 Information Administration on the projected energy
7 demands of the United States for the next 30-year
8 period, and how energy derived from Federal on-
9 shore lands can put the United States on a trajec-
10 tory to meet that demand during the next 4-year pe-
11 riod. The Secretary shall consider how Federal lands
12 will contribute to ensuring national energy security,
13 with a goal for increasing energy independence and
14 production, during the next 4-year period.

15 “(3) The Secretary shall determine a domestic
16 strategic production objective for the development of
17 energy resources from Federal onshore lands. Such
18 objective shall be—

19 “(A) the best estimate, based upon com-
20 mercial and scientific data, of the expected in-
21 crease in domestic production of oil and natural
22 gas from the Federal onshore mineral estate,
23 with a focus on lands held by the Bureau of
24 Land Management and the Forest Service;

1 “(B) the best estimate, based upon com-
2 mercial and scientific data, of the expected in-
3 crease in domestic coal production from Federal
4 lands;

5 “(C) the best estimate, based upon com-
6 mercial and scientific data, of the expected in-
7 crease in domestic production of strategic and
8 critical energy minerals from the Federal on-
9 shore mineral estate;

10 “(D) the best estimate, based upon com-
11 mercial and scientific data, of the expected in-
12 crease in megawatts for electricity production
13 from each of the following sources: wind, solar,
14 biomass, hydropower, and geothermal energy
15 produced on Federal lands administered by the
16 Bureau of Land Management and the Forest
17 Service;

18 “(E) the best estimate, based upon com-
19 mercial and scientific data, of the expected in-
20 crease in unconventional energy production,
21 such as oil shale;

22 “(F) the best estimate, based upon com-
23 mercial and scientific data, of the expected in-
24 crease in domestic production of oil, natural
25 gas, coal, and other renewable sources from

1 tribal lands for any federally recognized Indian
2 tribe that elects to participate in facilitating en-
3 ergy production on its lands; and

4 “(G) the best estimate, based upon com-
5 mercial and scientific data, of the expected in-
6 crease in production of helium on Federal lands
7 administered by the Bureau of Land Manage-
8 ment and the Forest Service.

9 “(4) The Secretary shall consult with the Ad-
10 ministrator of the Energy Information Administra-
11 tion regarding the methodology used to arrive at its
12 estimates for purposes of this section.

13 “(5) The Secretary has the authority to expand
14 the energy development plan to include other energy
15 production technology sources or advancements in
16 energy on Federal lands.

17 “(b) TRIBAL OBJECTIVES.—It is the sense of Con-
18 gress that federally recognized Indian tribes may elect to
19 set their own production objectives as part of the Strategy
20 under this section. The Secretary shall work in coopera-
21 tion with any federally recognized Indian tribe that elects
22 to participate in achieving its own strategic energy objec-
23 tives designated under this subsection.

24 “(c) EXECUTION OF THE STRATEGY.—The relevant
25 Secretary shall have all necessary authority to make deter-

1 minations regarding which additional lands will be made
2 available in order to meet the production objectives estab-
3 lished by strategies under this section. The Secretary shall
4 also take all necessary actions to achieve these production
5 objectives unless the President determines that it is not
6 in the national security and economic interests of the
7 United States to increase Federal domestic energy produc-
8 tion and to further decrease dependence upon foreign
9 sources of energy. In administering this section, the rel-
10 evant Secretary shall only consider leasing Federal lands
11 available for leasing at the time the lease sale occurs.

12 “(d) STATE, FEDERALLY RECOGNIZED INDIAN
13 TRIBES, LOCAL GOVERNMENT, AND PUBLIC INPUT.—In
14 developing each strategy, the Secretary shall solicit the
15 input of affected States, federally recognized Indian tribes,
16 local governments, and the public.

17 “(e) REPORTING.—The Secretary shall report annu-
18 ally to the Committee on Natural Resources of the House
19 of Representatives and the Committee on Energy and
20 Natural Resources of the Senate on the progress of meet-
21 ing the production goals set forth in the strategy. The Sec-
22 retary shall identify in the report projections for produc-
23 tion and capacity installations and any problems with leas-
24 ing, permitting, siting, or production that will prevent
25 meeting the goal. In addition, the Secretary shall make

1 suggestions to help meet any shortfalls in meeting the pro-
2 duction goals.

3 “(f) PROGRAMMATIC ENVIRONMENTAL IMPACT
4 STATEMENT.—Not later than 12 months after the date
5 of enactment of this section, in accordance with section
6 102(2)(C) of the National Environmental Policy Act of
7 1969 (42 U.S.C. 4332(2)(C)), the Secretary shall com-
8 plete a programmatic environmental impact statement.
9 This programmatic environmental impact statement will
10 be deemed sufficient to comply with all requirements
11 under that Act for all necessary resource management and
12 land use plans associated with the implementation of the
13 strategy.

14 “(g) CONGRESSIONAL REVIEW.—At least 60 days
15 prior to publishing a proposed strategy under this section,
16 the Secretary shall submit it to the President and the Con-
17 gress, together with any comments received from States,
18 federally recognized Indian tribes, and local governments.
19 Such submission shall indicate why any specific rec-
20 ommendation of a State, federally recognized Indian tribe,
21 or local government was not accepted.

22 “(h) STRATEGIC AND CRITICAL ENERGY MINERALS
23 DEFINED.—For purposes of this section, the term ‘stra-
24 tegic and critical energy minerals’ means those that are
25 necessary for the Nation’s energy infrastructure including

1 pipelines, refining capacity, electrical power generation
2 and transmission, and renewable energy production and
3 those that are necessary to support domestic manufac-
4 turing, including but not limited to, materials used in en-
5 ergy generation, production, and transportation.”.

6 (b) FIRST QUADRENNIAL STRATEGY.—Not later
7 than 18 months after the date of enactment of this Act,
8 the Secretary of the Interior shall submit to Congress the
9 first Quadrennial Federal Onshore Energy Production
10 Strategy under the amendment made by subsection (a).

Union Calendar No. 146

113TH CONGRESS
1ST Session

H. R. 1394

[Report No. 113-199]

A BILL

To direct the Secretary of the Interior to establish goals for an all-of-the-above energy production plan strategy on a 4-year basis on all onshore Federal lands managed by the Department of the Interior and the Forest Service.

SEPTEMBER 10, 2013

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed