

113TH CONGRESS
1ST SESSION

S. 951

To amend the Mineral Leasing Act to require the Secretary of the Interior to convey to a State all right, title, and interest in and to a percentage of the amount of royalties and other amounts required to be paid to the State under that Act with respect to public land and deposits in the State, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 14, 2013

Mr. ENZI (for himself, Mr. UDALL of New Mexico, Mr. BARRASSO, Ms. HEITKAMP, Mr. HATCH, Mr. HOEVEN, and Mr. RISCH) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To amend the Mineral Leasing Act to require the Secretary of the Interior to convey to a State all right, title, and interest in and to a percentage of the amount of royalties and other amounts required to be paid to the State under that Act with respect to public land and deposits in the State, 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 “State Mineral Revenue
5 Protection Act”.

1 **SEC. 2. CONVEYANCE TO STATES OF PROPERTY INTEREST**
2 **IN STATE SHARE OF ROYALTIES AND OTHER**
3 **PAYMENTS.**

4 Section 35 of the Mineral Leasing Act (30 U.S.C.
5 191) is amended—

6 (1) in the first sentence of subsection (a), by
7 striking “shall be paid into the Treasury” and in-
8 serting “shall, except as provided in subsection (d),
9 be paid into the Treasury”;

10 (2) in subsection (c)(1), by inserting “and ex-
11 cept as provided in subsection (d)” before “, any
12 rentals”; and

13 (3) by adding at the end the following:

14 “(d) CONVEYANCE TO STATES OF PROPERTY INTER-
15 EST IN STATE SHARE.—

16 “(1) IN GENERAL.—Notwithstanding any other
17 provision of law, on request of a State (other than
18 the State of Alaska) and in lieu of any payments to
19 the State under subsection (a), the Secretary of the
20 Interior shall convey to the State all right, title, and
21 interest in and to 50 percent of all amounts other-
22 wise required to be paid into the Treasury under
23 subsection (a) from sales, bonuses, royalties (includ-
24 ing interest charges), and rentals for all public land
25 or deposits located in the State.

1 “(2) STATE OF ALASKA.—Notwithstanding any
2 other provision of law, on request of the State of
3 Alaska and in lieu of any payments to the State
4 under subsection (a), the Secretary of the Interior
5 shall convey to the State all right, title, and interest
6 in and to 90 percent of all amounts otherwise re-
7 quired to be paid into the Treasury under subsection
8 (a) from sales, bonuses, royalties (including interest
9 charges), and rentals for all public land or deposits
10 located in the State.

11 “(3) AMOUNT.—Notwithstanding any other
12 provision of law, after a conveyance to a State under
13 paragraph (1) or (2), any person shall pay directly
14 to the State any amount owed by the person for
15 which the right, title, and interest has been conveyed
16 to the State under this subsection.

17 “(4) NOTICE.—The Secretary of the Interior
18 shall promptly provide to each holder of a lease of
19 public land to which subsection (a) applies that are
20 located in a State to which right, title, and interest
21 is conveyed under this subsection notice that—

22 “(A) the Secretary of the Interior has con-
23 veyed to the State all right, title, and interest
24 in and to the amounts referred to in paragraph
25 (1) or (2); and

1 “(B) the leaseholder is required to pay the
2 amounts directly to the State.”.