

113TH CONGRESS  
1ST SESSION

# H. R. 1394

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.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 21, 2013

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

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## 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”.

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

3 (a) IN GENERAL.—The Mineral Leasing Act (30  
4 U.S.C. 181 et seq.) is amended by redesignating section  
5 44 as section 45, and by inserting after section 43 the  
6 following:

7 **“SEC. 44. QUADRENNIAL STRATEGIC FEDERAL ONSHORE**  
8 **ENERGY PRODUCTION STRATEGY.**

9 “(a) IN GENERAL.—

10 “(1) The Secretary of the Interior (hereafter in  
11 this section referred to as ‘Secretary’), in consulta-  
12 tion with the Secretary of Agriculture with regard to  
13 lands administered by the Forest Service, shall de-  
14 velop and publish every 4 years a Quadrennial Fed-  
15 eral Onshore Energy Production Strategy. This  
16 Strategy shall direct Federal land energy develop-  
17 ment and department resource allocation in order to  
18 promote the energy and national security of the  
19 United States in accordance with Bureau of Land  
20 Management’s mission of promoting the multiple use  
21 of Federal lands as set forth in the Federal Land  
22 Policy and Management Act of 1976 (43 U.S.C.  
23 1701 et seq.).

24 “(2) In developing this Strategy, the Secretary  
25 shall consult with the Administrator of the Energy  
26 Information Administration on the projected energy

1 demands of the United States for the next 30-year  
2 period, and how energy derived from Federal on-  
3 shore lands can put the United States on a trajec-  
4 tory to meet that demand during the next 4-year pe-  
5 riod. The Secretary shall consider how Federal lands  
6 will contribute to ensuring national energy security,  
7 with a goal for increasing energy independence and  
8 production, during the next 4-year period.

9 “(3) The Secretary shall determine a domestic  
10 strategic production objective for the development of  
11 energy resources from Federal onshore lands. Such  
12 objective shall be—

13 “(A) the best estimate, based upon com-  
14 mercial and scientific data, of the expected in-  
15 crease in domestic production of oil and natural  
16 gas from the Federal onshore mineral estate,  
17 with a focus on lands held by the Bureau of  
18 Land Management and the Forest Service;

19 “(B) the best estimate, based upon com-  
20 mercial and scientific data, of the expected in-  
21 crease in domestic coal production from Federal  
22 lands;

23 “(C) the best estimate, based upon com-  
24 mercial and scientific data, of the expected in-  
25 crease in domestic production of strategic and

1 critical energy minerals from the Federal on-  
2 shore mineral estate;

3 “(D) the best estimate, based upon com-  
4 mercial and scientific data, of the expected in-  
5 crease in megawatts for electricity production  
6 from each of the following sources: wind, solar,  
7 biomass, hydropower, and geothermal energy  
8 produced on Federal lands administered by the  
9 Bureau of Land Management and the Forest  
10 Service;

11 “(E) the best estimate, based upon com-  
12 mercial and scientific data, of the expected in-  
13 crease in unconventional energy production,  
14 such as oil shale;

15 “(F) the best estimate, based upon com-  
16 mercial and scientific data, of the expected in-  
17 crease in domestic production of oil, natural  
18 gas, coal, and other renewable sources from  
19 tribal lands for any federally recognized Indian  
20 tribe that elects to participate in facilitating en-  
21 ergy production on its lands; and

22 “(G) the best estimate, based upon com-  
23 mercial and scientific data, of the expected in-  
24 crease in production of helium on Federal lands

1           administered by the Bureau of Land Manage-  
2           ment and the Forest Service.

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

7           “(5) The Secretary has the authority to expand  
8           the energy development plan to include other energy  
9           production technology sources or advancements in  
10          energy on Federal lands.

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

18          “(c) EXECUTION OF THE STRATEGY.—The relevant  
19         Secretary shall have all necessary authority to make deter-  
20         minations regarding which additional lands will be made  
21         available in order to meet the production objectives estab-  
22         lished by strategies under this section. The Secretary shall  
23         also take all necessary actions to achieve these production  
24         objectives unless the President determines that it is not  
25         in the national security and economic interests of the

1 United States to increase Federal domestic energy produc-  
2 tion and to further decrease dependence upon foreign  
3 sources of energy. In administering this section, the rel-  
4 evant Secretary shall only consider leasing Federal lands  
5 available for leasing at the time the lease sale occurs.

6 “(d) STATE, FEDERALLY RECOGNIZED INDIAN  
7 TRIBES, LOCAL GOVERNMENT, AND PUBLIC INPUT.—In  
8 developing each strategy, the Secretary shall solicit the  
9 input of affected States, federally recognized Indian tribes,  
10 local governments, and the public.

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

22 “(f) PROGRAMMATIC ENVIRONMENTAL IMPACT  
23 STATEMENT.—Not later than 12 months after the date  
24 of enactment of this section, in accordance with section  
25 102(2)(C) of the National Environmental Policy Act of

1 1969 (42 U.S.C. 4332(2)(C)), the Secretary shall com-  
2 plete a programmatic environmental impact statement.  
3 This programmatic environmental impact statement will  
4 be deemed sufficient to comply with all requirements  
5 under that Act for all necessary resource management and  
6 land use plans associated with the implementation of the  
7 strategy.

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

16 “(h) STRATEGIC AND CRITICAL ENERGY MINERALS  
17 DEFINED.—For purposes of this section, the term ‘stra-  
18 tegic and critical energy minerals’ means those that are  
19 necessary for the Nation’s energy infrastructure including  
20 pipelines, refining capacity, electrical power generation  
21 and transmission, and renewable energy production and  
22 those that are necessary to support domestic manufac-  
23 turing, including but not limited to, materials used in en-  
24 ergy generation, production, and transportation.”.

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

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