

Union Calendar No. 272

112TH CONGRESS
2^D SESSION

H. R. 3408

[Report No. 112-392]

To set clear rules for the development of United States oil shale resources, to promote shale technology research and development, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 14, 2011

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

FEBRUARY 9, 2012

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italie*]

[For text of introduced bill, see copy of bill as introduced on November 14, 2011]

A BILL

To set clear rules for the development of United States oil shale resources, to promote shale technology research and development, 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 “Protecting Investment*
5 *in Oil Shale the Next Generation of Environmental, En-*
6 *ergy, and Resource Security Act” or the “PIONEERS Act”.*

7 **SEC. 2. EFFECTIVENESS OF OIL SHALE REGULATIONS,**
8 **AMENDMENTS TO RESOURCE MANAGEMENT**
9 **PLANS, AND RECORD OF DECISION.**

10 *(a) REGULATIONS.—Notwithstanding any other law or*
11 *regulation to the contrary, the final regulations regarding*
12 *oil shale management published by the Bureau of Land*
13 *Management on November 18, 2008 (73 Fed. Reg. 69,414)*
14 *are deemed to satisfy all legal and procedural requirements*
15 *under any law, including the Federal Land Policy and*
16 *Management Act of 1976 (43 U.S.C. 1701 et seq.), the En-*
17 *dangered Species Act of 1973 (16 U.S.C. 1531 et seq.), the*
18 *National Environmental Policy Act of 1969 (42 U.S.C.*
19 *4321 et seq.), and the Energy Policy Act of 2005 (Public*
20 *Law 109–58), and the Secretary of the Interior shall imple-*
21 *ment those regulations, including the oil shale leasing pro-*
22 *gram authorized by the regulations, without any other ad-*
23 *ministrative action necessary.*

24 *(b) AMENDMENTS TO RESOURCE MANAGEMENT PLANS*
25 *AND RECORD OF DECISION.—Notwithstanding any other*

1 *law or regulation to the contrary, the November 17, 2008*
2 *U.S. Bureau of Land Management Approved Resource*
3 *Management Plan Amendments/Record of Decision for Oil*
4 *Shale and Tar Sands Resources to Address Land Use Allo-*
5 *cations in Colorado, Utah, and Wyoming and Final Pro-*
6 *grammatic Environmental Impact Statement are deemed*
7 *to satisfy all legal and procedural requirements under any*
8 *law, including the Federal Land Policy and Management*
9 *Act of 1976 (43 U.S.C. 1701 et seq.), the Endangered Spe-*
10 *cies Act of 1973 (16 U.S.C. 1531 et seq.), the National Envi-*
11 *ronmental Policy Act of 1969 (42 U.S.C. 4321 et seq.), and*
12 *the Energy Policy Act of 2005 (Public Law 109–58), and*
13 *the Secretary of the Interior shall implement the oil shale*
14 *leasing program authorized by the regulations referred to*
15 *in subsection (a) in those areas covered by the resource*
16 *management plans amended by such amendments, and cov-*
17 *ered by such record of decision, without any other adminis-*
18 *trative action necessary.*

19 **SEC. 3. OIL SHALE LEASING.**

20 (a) *ADDITIONAL RESEARCH AND DEVELOPMENT*
21 *LEASE SALES.*—*The Secretary of the Interior shall hold a*
22 *lease sale within 180 days after the date of enactment of*
23 *this Act offering an additional 10 parcels for lease for re-*
24 *search, development, and demonstration of oil shale re-*
25 *sources, under the terms offered in the solicitation of bids*

1 *for such leases published on January 15, 2009 (74 Fed. Reg.*
2 *10).*

3 *(b) COMMERCIAL LEASE SALES.—No later than Janu-*
4 *ary 1, 2016, the Secretary of the Interior shall hold no less*
5 *than 5 separate commercial lease sales in areas considered*
6 *to have the most potential for oil shale development, as de-*
7 *termined by the Secretary, in areas nominated through*
8 *public comment. Each lease sale shall be for an area of not*
9 *less than 25,000 acres, and in multiple lease blocs.*

10 **SEC. 4. POLICIES REGARDING BUYING, BUILDING, AND**
11 **WORKING FOR AMERICA.**

12 *(a) CONGRESSIONAL INTENT.—It is the intent of the*
13 *Congress that—*

14 *(1) this Act will support a healthy and growing*
15 *United States domestic energy sector that, in turn,*
16 *helps to reinvigorate American manufacturing, trans-*
17 *portation, and service sectors by employing the vast*
18 *talents of United States workers to assist in the devel-*
19 *opment of energy from domestic sources;*

20 *(2) to ensure a robust oil shale industry and en-*
21 *sure that the benefits of development support local*
22 *communities, under this Act, the Secretary shall make*
23 *every effort to promote the development of oil shale in*
24 *a manner that will support the long-term commercial*
25 *development of oil shale, and shall take into consider-*

1 *ation the socioeconomic impacts, infrastructure re-*
2 *quirements, and fiscal stability for local communities*
3 *located within areas containing oil shale resources;*
4 *and*

5 *(3) the Congress will monitor the deployment of*
6 *personnel and material onshore to encourage the de-*
7 *velopment of American technology and manufacturing*
8 *to enable United States workers to benefit from this*
9 *Act through good jobs and careers, as well as the es-*
10 *tablishment of important industrial facilities to sup-*
11 *port expanded access to American resources.*

12 *(b) REQUIREMENT.—The Secretary of the Interior*
13 *shall when possible, and practicable, encourage the use of*
14 *United States workers and equipment manufactured in the*
15 *United States in all construction related to mineral re-*
16 *source development under this Act.*

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