| AM | ENDMENT NO Calendar No |
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| Pu | rpose: In the nature of a substitute. |
| IN | THE SENATE OF THE UNITED STATES—117th Cong., 2d Sess. |
| | S. 2130 |
| То | modify the disposition of certain outer Continental Shelf revenues and to open Federal financial sharing to heighten opportunities for renewable energy, and for other purposes. |
| R | eferred to the Committee on and ordered to be printed |
| | Ordered to lie on the table and to be printed |
| A | MENDMENT IN THE NATURE OF A SUBSTITUTE intended to be proposed by |
| Viz | : |
| 1 | Strike all after the enacting clause and insert the fol- |
| 2 | lowing: |
| 3 | SECTION 1. SHORT TITLE. |
| 4 | This Act may be cited as the "Reinvesting in Shore- |
| 5 | line Economies and Ecosystems Act of 2022" or the |
| 6 | "RISEE Act of 2022". |
| 7 | SEC. 2. NATIONAL OCEANS AND COASTAL SECURITY FUND; |
| 8 | PARITY IN OFFSHORE WIND REVENUE SHAR- |
| 9 | ING. |
| 10 | (a) Definitions in the National Oceans and |
| 11 | Coastal Security Act.—Section 902 of the National |

| 1 | Oceans and Coastal Security Act (16 U.S.C. 7501) is |
|----|---|
| 2 | amended— |
| 3 | (1) by striking paragraph (5) and inserting the |
| 4 | following: |
| 5 | "(5) Indian tribe "The term Indian tribe" |
| 6 | has the meaning given that term in section 4 of the |
| 7 | Indian Self-Determination and Education Assistance |
| 8 | Act (25 U.S.C. 5304)."; and |
| 9 | (2) by striking paragraph (7) and inserting the |
| 10 | following: |
| 11 | "(7) TIDAL SHORELINE.—The term 'tidal |
| 12 | shoreline' means the length of tidal shoreline or |
| 13 | Great Lake shoreline based on the most recently |
| 14 | available data from or accepted by the Office of |
| 15 | Coast Survey of the National Oceanic and Atmos- |
| 16 | pheric Administration.". |
| 17 | (b) National Oceans and Coastal Security |
| 18 | Fund.—Section 904 of the National Oceans and Coasta |
| 19 | Security Act (16 U.S.C. 7503) is amended— |
| 20 | (1) in subsection (a), by inserting "and man- |
| 21 | age" after "establish"; |
| 22 | (2) in subsection (b), by striking paragraph (1) |
| 23 | and inserting the following: |
| 24 | "(1) In general.—The Fund shall consist of |
| 25 | such amounts as— |

| 1 | "(A) are deposited in the Fund under sub- |
|----|--|
| 2 | paragraph (C)(ii)(II) of section 8(p)(2) of the |
| 3 | Outer Continental Shelf Lands Act (43 U.S.C. |
| 4 | 1337(p)(2); and |
| 5 | "(B) are appropriated or otherwise made |
| 6 | available for the Fund."; |
| 7 | (3) by striking subsection (d) and inserting the |
| 8 | following: |
| 9 | "(d) Expenditure.— |
| 10 | "(1) $$34,000,000$ or less.—If $$34,000,000$ or |
| 11 | less is deposited in, or appropriated or otherwise |
| 12 | made available for, the Fund for a fiscal year, in |
| 13 | that fiscal year— |
| 14 | "(A) not more than 5 percent of such |
| 15 | amounts may be used by the Administrator and |
| 16 | the Foundation for administrative expenses to |
| 17 | carry out this title; and |
| 18 | "(B) any remaining amounts shall be used |
| 19 | only for the award of grants under section |
| 20 | 906(c). |
| 21 | "(2) More than \$34,000,000.—If more than |
| 22 | \$34,000,000 is deposited in, or appropriated or oth- |
| 23 | erwise made available for, the Fund for a fiscal year, |
| 24 | in that fiscal year— |

| 1 | "(A) not more than 5 percent of such |
|----|---|
| 2 | amounts may be used by the Administrator and |
| 3 | the Foundation for administrative expenses to |
| 4 | carry out this title; |
| 5 | "(B) not less than \$34,000,000 shall be |
| 6 | used for the award of grants under section |
| 7 | 906(e); and |
| 8 | "(C) of any amounts exceeding |
| 9 | \$34,000,000— |
| 10 | "(i) not more than 75 percent may be |
| 11 | used for the award of grants under section |
| 12 | 906(b); and |
| 13 | "(ii) not more than 20 percent may be |
| 14 | used for the award of grants under section |
| 15 | 906(e). |
| 16 | "(3) Division of amounts for administra- |
| 17 | TIVE EXPENSES.—The amounts referred to in para- |
| 18 | graphs (1)(A) and (2)(A) shall be divided between |
| 19 | the Administrator and the Foundation pursuant to |
| 20 | an agreement reached and documented by both the |
| 21 | Administrator and the Foundation."; and |
| 22 | (4) in subsection (e)(2), by striking "section |
| 23 | 906(a)(1)" and inserting "section 906(a)". |
| 24 | (c) Eligible Uses of Amounts in the National |
| 25 | OCEANS AND COASTAL SECURITY FUND.—Section 905 of |

1 the National Oceans and Coastal Security Act (16 U.S.C.

- 2 7504) is amended to read as follows:
- 3 "SEC. 905. ELIGIBLE USES.
- 4 "(a) IN GENERAL.—Amounts in the Fund may be
- 5 allocated by the Administrator under section 906(b) and
- 6 the Foundation, in consultation with the Administrator,
- 7 under section 906(c) to support programs and activities
- 8 intended to improve understanding and use of ocean and
- 9 coastal resources and coastal infrastructure.
- 10 "(b) Programs and Activities.—The programs
- 11 and activities referred to in subsection (a) may include sci-
- 12 entific research related to changing environmental condi-
- 13 tions, ocean observing projects, efforts to enhance resil-
- 14 iency of infrastructure and communities (including project
- 15 planning and design), habitat protection and restoration,
- 16 monitoring and reducing damage to natural resources and
- 17 marine life (including birds, marine mammals, and fish),
- 18 and efforts to support sustainable seafood production car-
- 19 ried out by States, local governments, Indian tribes, re-
- 20 gional and interstate collaboratives (such as regional ocean
- 21 partnerships), nongovernmental organizations, public-pri-
- 22 vate partnerships, and academic institutions.
- 23 "(c) Prohibition on Use of Funds for Litiga-
- 24 TION OR OTHER PURPOSES.—No funds made available
- 25 under this title may be used—

| 1 | "(1) to fund litigation against the Federal Gov- |
|----|---|
| 2 | ernment; or |
| 3 | "(2) to fund the creation of national marine |
| 4 | monuments, marine protected areas, or marine spa- |
| 5 | tial plans.". |
| 6 | (d) Grants Under the National Oceans and |
| 7 | COASTAL SECURITY ACT.—Section 906 of the National |
| 8 | Oceans and Coastal Security Act (16 U.S.C. 7505) is |
| 9 | amended— |
| 10 | (1) in subsection (a)— |
| 11 | (A) by striking paragraph (2); |
| 12 | (B) by striking "(a) Administration of |
| 13 | Grants.—" and all that follows through "the |
| 14 | following:" and inserting the following: |
| 15 | "(a) Administration of Grants.—Not later than |
| 16 | 90 days after funds are deposited in the Fund and made |
| 17 | available to the Administrator and the Foundation for ad- |
| 18 | ministrative purposes, the Administrator and the Founda- |
| 19 | tion shall establish the following:"; |
| 20 | (C) in subparagraph (A), by striking "such |
| 21 | subsections" and inserting "this section"; |
| 22 | (D) by striking subparagraph (B) and in- |
| 23 | serting the following: |
| 24 | "(B) Selection procedures and criteria for |
| 25 | the awarding of grants under this section that |

| 1 | require consultation with the Administrator and |
|----|---|
| 2 | the Secretary of the Interior."; |
| 3 | (E) in subparagraph (C), by striking |
| 4 | clause (ii) and inserting the following: |
| 5 | "(ii) under subsection (c) to entities |
| 6 | including States, local governments, Indian |
| 7 | tribes, regional and interstate |
| 8 | collaboratives (such as regional ocean part |
| 9 | nerships), nongovernmental organizations |
| 10 | public-private partnerships, and academic |
| 11 | institutions."; |
| 12 | (F) in subparagraph (D), by striking "Per- |
| 13 | formance accountability and monitoring" and |
| 14 | inserting "Performance, accountability, and |
| 15 | monitoring"; |
| 16 | (G) by redesignating subparagraphs (A) |
| 17 | through (H) as paragraphs (1) through (8), re- |
| 18 | spectively, and moving such paragraphs, as so |
| 19 | redesignated, 2 ems to the left; and |
| 20 | (H) in paragraph (3), as so redesignated |
| 21 | by redesignating clauses (i) and (ii) as subpara- |
| 22 | graphs (A) and (B), respectively, and moving |
| 23 | such subparagraphs, as so redesignated, 2 ems |
| 24 | to the left; |

| 1 | (2) by striking subsection (b) and inserting the |
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| 2 | following: |
| 3 | "(b) Grants to Coastal States.— |
| 4 | "(1) In General.—The Administrator shall |
| 5 | award grants to coastal States as follows: |
| 6 | "(A) 70 percent of available amounts shall |
| 7 | be allocated equally among coastal States. |
| 8 | "(B) 15 percent of available amounts shall |
| 9 | be allocated on the basis of the ratio of tidal |
| 10 | shoreline in a coastal State to the tidal shore- |
| 11 | line of all coastal States. |
| 12 | "(C) 15 percent of available amounts shall |
| 13 | be allocated on the basis of the ratio of popu- |
| 14 | lation density of the coastal counties of a coast- |
| 15 | al State to the average population density of all |
| 16 | coastal counties based on the most recent data |
| 17 | available from the Bureau of the Census. |
| 18 | "(2) MAXIMUM ALLOCATION TO STATES.—Not- |
| 19 | withstanding paragraph (1), not more than 5 per- |
| 20 | cent of the total funds distributed under this sub- |
| 21 | section may be allocated to any single coastal State. |
| 22 | Any amount exceeding that limitation shall be redis- |
| 23 | tributed equally among the remaining coastal States. |
| 24 | "(3) OPTIONAL MATCHING FUNDS.—Each enti- |
| 25 | ty seeking to receive a grant under this subsection |

| 1 | is encouraged, but not required, to demonstrate that |
|----|--|
| 2 | funds of any amount are available from non-Federal |
| 3 | sources to supplement the amount of the grant."; |
| 4 | and |
| 5 | (3) in subsection (c)— |
| 6 | (A) in paragraph (1), by striking "The Ad- |
| 7 | ministrator and the Foundation" and inserting |
| 8 | "The Foundation, in consultation with the Ad- |
| 9 | ministrator,"; and |
| 10 | (B) by adding at the end the following: |
| 11 | "(3) Exclusion of funds from limita- |
| 12 | TION.—The amount of a grant awarded under this |
| 13 | subsection shall not count toward the limitation |
| 14 | under subsection (b)(2) on funding to coastal States |
| 15 | through grants awarded under subsection (b).". |
| 16 | (e) Annual Report on Operation of the Na- |
| 17 | TIONAL OCEANS AND COASTAL SECURITY FUND.—Sec- |
| 18 | tion 907(a) of the National Oceans and Coastal Security |
| 19 | Act (16 U.S.C. 7506(a)) is amended by striking "Subject |
| 20 | to" and all that follows through "the Foundation" and |
| 21 | inserting the following: "Not later than 60 days after the |
| 22 | end of each fiscal year, the Administrator and the Founda- |
| 23 | tion". |
| 24 | (f) Repeal of Authorization of Appropriations |
| 25 | FOR FISCAL YEARS 2017, 2018, AND 2019.—Section 908 |

| 1 | of the National Oceans and Coastal Security Act (16 |
|----|---|
| 2 | U.S.C. 7507) is repealed. |
| 3 | (g) Parity in Offshore Wind Revenue Shar- |
| 4 | ING.—Section 8(p)(2) of the Outer Continental Shelf |
| 5 | Lands Act (43 U.S.C. 1337(p)(2)) is amended— |
| 6 | (1) in subparagraph (A), by striking "(A) The |
| 7 | Secretary" and inserting the following: |
| 8 | "(A) In General.—Subject to subpara- |
| 9 | graphs (B) and (C), the Secretary"; |
| 10 | (2) in subparagraph (B), by striking "(B) The |
| 11 | Secretary" and inserting the following: |
| 12 | "(B) Disposition of Revenues for |
| 13 | PROJECTS LOCATED WITHIN 3 NAUTICAL MILES |
| 14 | SEAWARD OF STATE SUBMERGED LAND.—The |
| 15 | Secretary'; and |
| 16 | (3) by adding at the end the following: |
| 17 | "(C) Disposition of revenues for off- |
| 18 | SHORE WIND PROJECTS IN CERTAIN AREAS.— |
| 19 | "(i) Definitions.—In this subpara- |
| 20 | graph: |
| 21 | "(I) COVERED OFFSHORE WIND |
| 22 | PROJECT.—The term 'covered off- |
| 23 | shore wind project' means a wind- |
| 24 | powered electric generation project in |
| 25 | a lease area on the outer Continental |

| 1 | Shelf that is not wholly or partially lo- |
|----|--|
| 2 | cated within an area subject to sub- |
| 3 | paragraph (B). |
| 4 | "(II) ELIGIBLE STATE.—The |
| 5 | term 'eligible State' means a State a |
| 6 | point on the coastline of which is lo- |
| 7 | cated within 75 miles of the geo- |
| 8 | graphic center of a lease tract lying |
| 9 | wholly or partly within the area of the |
| 10 | applicable covered offshore wind |
| 11 | project. |
| 12 | "(ii) Requirement.—Of the oper- |
| 13 | ating fees, rentals, bonuses, royalties, and |
| 14 | other payments that are paid to the Sec- |
| 15 | retary under subparagraph (A) from cov- |
| 16 | ered offshore wind projects carried out |
| 17 | under a lease entered into on or after Jan- |
| 18 | uary 1, 2022— |
| 19 | "(I) 50 percent shall be deposited |
| 20 | in the Treasury and credited to mis- |
| 21 | cellaneous receipts; |
| 22 | "(II) 12.5 percent shall be depos- |
| 23 | ited in the National Oceans and |
| 24 | Coastal Security Fund established |
| 25 | under section 904(a) of the National |

| 1 | Oceans and Coastal Security Act (16 |
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| 2 | U.S.C. 7503(a)); and |
| 3 | "(III) 37.5 percent shall be de- |
| 4 | posited in a special account in the |
| 5 | Treasury, from which the Secretary |
| 6 | shall disburse to each eligible State an |
| 7 | amount (based on a formula estab- |
| 8 | lished by the Secretary of the Interior |
| 9 | by rulemaking not later than 180 |
| 10 | days after the date of enactment of |
| 11 | the Reinvesting in Shoreline Econo- |
| 12 | mies and Ecosystems Act of 2022) |
| 13 | that is inversely proportional to the |
| 14 | respective distances between— |
| 15 | "(aa) the point on the coast- |
| 16 | line of each eligible State that is |
| 17 | closest to the geographic center |
| 18 | of the applicable leased tract; and |
| 19 | "(bb) the geographic center |
| 20 | of the leased tract. |
| 21 | "(iii) TIMING.—The amounts required |
| 22 | to be deposited under subclause (III) of |
| 23 | clause (ii) for the applicable fiscal year |
| 24 | shall be made available in accordance with |

| 1 | that item during the fiscal year imme- |
|----|---|
| 2 | diately following the applicable fiscal year. |
| 3 | "(iv) Authorized uses.— |
| 4 | "(I) In General.—Subject to |
| 5 | subclause (II), each State shall use all |
| 6 | amounts received under clause |
| 7 | (ii)(III) in accordance with all applica- |
| 8 | ble Federal and State laws, only for 1 |
| 9 | or more of the following purposes: |
| 10 | "(aa) Projects and activities |
| 11 | for the purposes of coastal pro- |
| 12 | tection, including conservation, |
| 13 | coastal restoration, hurricane |
| 14 | protection, and infrastructure di- |
| 15 | rectly affected by coastal wetland |
| 16 | losses. |
| 17 | "(bb) Mitigation of damage |
| 18 | to fish, wildlife, or natural re- |
| 19 | sources, including through fish- |
| 20 | eries science and research. |
| 21 | "(cc) Implementation of a |
| 22 | federally approved marine, coast- |
| 23 | al, or comprehensive conservation |
| 24 | management plan. |

| 1 | "(dd) Mitigation of the im- |
|----|--|
| 2 | pact of outer Continental Shelf |
| 3 | activities through the funding of |
| 4 | onshore infrastructure projects |
| 5 | on the condition that the projects |
| 6 | are not primarily for entertain- |
| 7 | ment purposes. |
| 8 | "(ee) Planning assistance |
| 9 | and the administrative costs of |
| 10 | complying with this section. |
| 11 | "(II) LIMITATION.—Of the |
| 12 | amounts received by a State under |
| 13 | clause (ii)(III), not more than 3 per- |
| 14 | cent shall be used for the purposes de- |
| 15 | scribed in subclause (I)(ee). |
| 16 | "(v) Administration.—Subject to |
| 17 | clause (vi)(III), amounts made available |
| 18 | under clause (ii) shall— |
| 19 | "(I) be made available, without |
| 20 | further appropriation, in accordance |
| 21 | with this paragraph; |
| 22 | "(II) remain available until ex- |
| 23 | pended; and |

| 1 | "(III) be in addition to any |
|----|--|
| 2 | amount appropriated under any other |
| 3 | Act. |
| 4 | "(vi) Reporting requirement for |
| 5 | FISCAL YEAR 2023 AND THEREAFTER.— |
| 6 | "(I) In General.—Beginning |
| 7 | with fiscal year 2023, not later than |
| 8 | 180 days after the end of each fiscal |
| 9 | year, each eligible State that receives |
| 10 | amounts under clause (ii)(III) for the |
| 11 | applicable fiscal year shall submit to |
| 12 | the Secretary a report that describes |
| 13 | the use of the amounts by the eligible |
| 14 | State during the period covered by the |
| 15 | report. |
| 16 | "(II) Public availability.—On |
| 17 | receipt of a report under subclause |
| 18 | (I), the Secretary shall make the re- |
| 19 | port available to the public on the |
| 20 | website of the Department of the In- |
| 21 | terior. |
| 22 | "(III) Limitation.—If an eligi- |
| 23 | ble State that receives amounts under |
| 24 | clause (ii)(III) for the applicable fiscal |
| 25 | year fails to submit the report re- |

| 1 | quired under subclause (1) by the |
|----|--|
| 2 | deadline specified in that subclause, |
| 3 | any amounts that would otherwise be |
| 4 | provided to the eligible State under |
| 5 | clause (ii)(III) for the succeeding fis- |
| 6 | cal year shall be withheld for the suc- |
| 7 | ceeding fiscal year until the date on |
| 8 | which the report is submitted. |
| 9 | "(IV) Contents of Report.— |
| 10 | Each report required under subclause |
| 11 | (I) shall include, for each project |
| 12 | funded in whole or in part using |
| 13 | amounts received under clause |
| 14 | (ii)(III)— |
| 15 | "(aa) the name and descrip- |
| 16 | tion of the project; |
| 17 | "(bb) the amount received |
| 18 | under clause (ii)(III) that is allo- |
| 19 | cated to the project; and |
| 20 | "(ce) a description of how |
| 21 | each project is consistent with |
| 22 | the authorized uses under clause |
| 23 | (iv)(I). |
| 24 | "(V) CLARIFICATION.—Nothing |
| 25 | in this clause— |

| 1 | "(aa) requires or provides |
|----|------------------------------------|
| 2 | authority for the Secretary to |
| 3 | delay, modify, or withhold pay- |
| 4 | ment under clause (ii)(III), other |
| 5 | than for failure to submit a re- |
| 6 | port as required under this |
| 7 | clause; |
| 8 | "(bb) requires or provides |
| 9 | authority for the Secretary to re- |
| 10 | view or approve uses of funds re- |
| 11 | ported under this clause; |
| 12 | "(cc) requires or provides |
| 13 | authority for the Secretary to ap- |
| 14 | prove individual projects that re- |
| 15 | ceive funds reported under this |
| 16 | clause; |
| 17 | "(dd) requires an eligible |
| 18 | State to obtain the approval of, |
| 19 | or review by, the Secretary prior |
| 20 | to spending funds disbursed |
| 21 | under clause (ii)(III); |
| 22 | "(ee) requires or provides |
| 23 | authority for the Secretary to |
| 24 | issue guidance relating to the |
| 25 | contents of, or to determine the |

| 1 | completeness of, the report re- |
|----|--|
| 2 | quired under this clause; |
| 3 | "(ff) requires an eligible |
| 4 | State to obligate or expend funds |
| 5 | by a certain date; or |
| 6 | "(gg) requires or provides |
| 7 | authority for the Secretary to re- |
| 8 | quest an eligible State to return |
| 9 | unobligated funds.". |
| 10 | SEC. 3. GULF OF MEXICO OUTER CONTINENTAL SHELF |
| 11 | REVENUES. |
| 12 | (a) Authorized Uses.—Section 105(d)(1)(D) of |
| 13 | the Gulf of Mexico Energy Security Act of 2006 (43 |
| 14 | U.S.C. 1331 note; Public Law 109–432) is amended by |
| 15 | inserting ", on the condition that the projects are not pri- |
| 16 | marily for entertainment purposes" after "infrastructure |
| 17 | projects". |
| 18 | (b) Administration.—Section 105(e) of the Gulf of |
| 19 | Mexico Energy Security Act of 2006 (43 U.S.C. 1331 |
| 20 | note; Public Law 109–432) is amended, in the matter pre- |
| 21 | ceding paragraph (1), by striking "Amounts" and insert- |
| 22 | ing "Subject to subsection (g)(3), amounts". |
| 23 | (c) Elimination of Limitation on Amount of |
| 24 | DISTRIBUTED QUALIFIED OUTER CONTINENTAL SHELF |
| 25 | REVENUES.—Section 105(f) of the Gulf of Mexico Energy |
| | |

| 1 | Security Act of 2006 (43 U.S.C. 1331 note; Public Law |
|----|--|
| 2 | 109–432) is amended— |
| 3 | (1) in paragraph (1), by striking subparagraphs |
| 4 | (A) through (C) and inserting the following: |
| 5 | "(A) \$500,000,000 for each of fiscal years |
| 6 | 2016 through 2019; and |
| 7 | "(B) \$650,000,000 for each of fiscal years |
| 8 | 2020 through 2022."; and |
| 9 | (2) in paragraph (2), by striking "2055" and |
| 10 | inserting "2022". |
| 11 | (d) Reporting Requirements.—Section 105 of the |
| 12 | Gulf of Mexico Energy Security Act of 2006 (43 U.S.C. |
| 13 | 1331 note; Public Law 109–432) is amended by adding |
| 14 | at the end the following: |
| 15 | "(g) Reporting Requirement for Fiscal Year |
| 16 | 2023 and Thereafter.— |
| 17 | "(1) In general.—Beginning with fiscal year |
| 18 | 2023, not later than 180 days after the end of each |
| 19 | fiscal year, each Gulf producing State that receives |
| 20 | amounts under subsection (a)(2)(A) for the applica- |
| 21 | ble fiscal year shall submit to the Secretary a report |
| 22 | that describes the use of the amounts by the Gulf |
| 23 | producing State during the period covered by the re- |
| 24 | port. |

| 1 | "(2) Public availability.—On receipt of a |
|----|---|
| 2 | report under paragraph (1), the Secretary shall |
| 3 | make the report available to the public on the |
| 4 | website of the Department of the Interior. |
| 5 | "(3) Limitation.—If a Gulf producing State |
| 6 | that receives amounts under subsection (a)(2)(A) for |
| 7 | the applicable fiscal year fails to submit the report |
| 8 | required under paragraph (1) by the deadline speci- |
| 9 | fied in that paragraph, any amounts that would oth- |
| 10 | erwise be provided to the Gulf producing State |
| 11 | under subsection (a)(2)(A) for the succeeding fiscal |
| 12 | year shall be withheld for the succeeding fiscal year |
| 13 | until the date on which the report is submitted. |
| 14 | "(4) Contents of Report.—Each report re- |
| 15 | quired under paragraph (1) shall include, for each |
| 16 | project funded in whole or in part using amounts re- |
| 17 | ceived under subsection (a)(2)(A)— |
| 18 | "(A) the name and description of the |
| 19 | project; |
| 20 | "(B) the amount received under subsection |
| 21 | (a)(2)(A) that is allocated to the project; and |
| 22 | "(C) a description of how each project is |
| 23 | consistent with the authorized uses under sub- |
| 24 | section $(d)(1)$. |
| 25 | "(5) Clarification.—Nothing in this clause— |

| 1 | "(A) requires or provides authority for the |
|----|---|
| 2 | Secretary to delay, modify, or withhold payment |
| 3 | under subsection (a)(2)(A), other than for fail- |
| 4 | ure to submit a report as required under this |
| 5 | subsection; |
| 6 | "(B) requires or provides authority for the |
| 7 | Secretary to review or approve uses of funds re- |
| 8 | ported under this subsection; |
| 9 | "(C) requires or provides authority for the |
| 10 | Secretary to approve individual projects that re- |
| 11 | ceive funds reported under this subsection; |
| 12 | "(D) requires a Gulf producing State to |
| 13 | obtain the approval of, or review by, the Sec- |
| 14 | retary prior to spending funds disbursed under |
| 15 | subsection (a)(2)(A); |
| 16 | "(E) requires or provides authority for the |
| 17 | Secretary to issue guidance relating to the con- |
| 18 | tents of, or to determine the completeness of |
| 19 | the report required under this subsection; |
| 20 | "(F) requires a Gulf producing State to |
| 21 | obligate or expend funds by a certain date; or |
| 22 | "(G) requires or provides authority for the |
| 23 | Secretary to request a Gulf producing State to |
| 24 | return unobligated funds.". |

| 1 | SEC. 4. ELIMINATION OF ADMINISTRATIVE FEE UNDER THE |
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| 2 | MINERAL LEASING ACT. |
| 3 | (a) In General.—Section 35 of the Mineral Leasing |
| 4 | Act (30 U.S.C. 191) is amended— |
| 5 | (1) in subsection (a), in the first sentence, by |
| 6 | striking "and, subject to the provisions of subsection |
| 7 | (b),''; |
| 8 | (2) by striking subsection (b); |
| 9 | (3) by redesignating subsections (c) and (d) as |
| 10 | subsections (b) and (c), respectively; |
| 11 | (4) in paragraph (3)(B)(ii) of subsection (b) (as |
| 12 | so redesignated), by striking "subsection (d)" and |
| 13 | inserting "subsection (c)"; and |
| 14 | (5) in paragraph (3)(A)(ii) of subsection (c) (as |
| 15 | so redesignated), by striking "subsection (c)(2)(B)" |
| 16 | and inserting "subsection (b)(2)(B)". |
| 17 | (b) Conforming Amendments.— |
| 18 | (1) Section 6(a) of the Mineral Leasing Act for |
| 19 | Acquired Lands (30 U.S.C. 355(a)) is amended— |
| 20 | (A) in the first sentence, by striking "Sub- |
| 21 | ject to the provisions of section 35(b) of the |
| 22 | Mineral Leasing Act (30 U.S.C. 191(b)), all" |
| 23 | and inserting "All"; and |
| 24 | (B) in the second sentence, by striking "of |
| 25 | the Act of February 25, 1920 (41 Stat. 450; 30 |
| | |

| 1 | U.S.C. 191)," and inserting "of the Mineral |
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| 2 | Leasing Act (30 U.S.C. 191)". |
| 3 | (2) Section 20(a) of the Geothermal Steam Act |
| 4 | of 1970 (30 U.S.C. 1019(a)) is amended, in the sec- |
| 5 | ond sentence of the matter preceding paragraph (1), |
| 6 | by striking "the provisions of subsection (b) of sec- |
| 7 | tion 35 of the Mineral Leasing Act (30 U.S.C. |
| 8 | 191(b)) and section 5(a)(2) of this Act" and insert- |
| 9 | ing "section $5(a)(2)$ ". |
| 10 | (3) Section 205(f) of the Federal Oil and Gas |
| 11 | Royalty Management Act of 1982 (30 U.S.C. |
| 12 | 1735(f)) is amended— |
| 13 | (A) in the first sentence, by striking "this |
| 14 | Section" and inserting "this section"; and |
| 15 | (B) by striking the fourth, fifth, and sixth |
| 16 | sentences. |