

103D CONGRESS  
1ST SESSION

# S. 290

To provide for the cancellation of all existing leases and to ban all new leasing activities under the Outer Continental Shelf Lands Act in the area off the coast of Florida, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

FEBRUARY 3 (legislative day, JANUARY 5), 1993

Mr. MACK introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

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## A BILL

To provide for the cancellation of all existing leases and to ban all new leasing activities under the Outer Continental Shelf Lands Act in the area off the coast of Florida, 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 “Florida Coastal Protec-  
5 tion Act”.

6 **SEC. 2. DEFINITIONS.**

7 (a) DEFINITIONS.—As used in this Act:

1           (1) DEVELOPMENT.—The term “development”  
2 has the same meaning as is provided in section 2(l)  
3 of the Outer Continental Shelf Lands Act (43  
4 U.S.C. 1331(l)).

5           (2) EXPLORATION.—The term “exploration”  
6 has the same meaning as is provided in section 2(k)  
7 of the Outer Continental Shelf Lands Act (43  
8 U.S.C. 1331(k)).

9           (3) LEASE.—The term “lease” has the same  
10 meaning as is provided in section 2(c) of the Outer  
11 Continental Shelf Lands Act (43 U.S.C. 1331(c)).

12           (4) PRELEASING ACTIVITY.—The term  
13 “preleasing activity” means any activity conducted  
14 before a lease sale is held—

15                   (A) including—

16                           (i) the scheduling of a lease;

17                           (ii) a request for industry interest;

18                           (iii) a call for information or a nomi-  
19 nation;

20                           (iv) the identification of an area;

21                           (v) the publication of a draft or final  
22 environmental impact statement;

23                           (vi) a notice of sale; and

24                           (vii) any form of rotary drilling; and

1 (B) not including an environmental, geo-  
2 logic, geophysical, economic, engineering, or  
3 other scientific analysis, study, or evaluation.

4 (5) SECRETARY.—The term “Secretary” means  
5 the Secretary of the Interior.

6 **SEC. 3. BAN ON LEASING OFF FLORIDA COAST.**

7 The Secretary may not conduct any preleasing activ-  
8 ity, or hold any lease sale, under the Outer Continental  
9 Shelf Lands Act (43 U.S.C. 1331 et seq.), in the South  
10 Atlantic Planning Area off the coast of Florida, the  
11 Straits of Florida Planning Area, and the Eastern Gulf  
12 of Mexico Planning Area (as established by the Minerals  
13 Management Service of the Department of the Interior).

14 **SEC. 4. CANCELLATION OF EXISTING LEASES OFF FLORIDA**  
15 **COAST.**

16 (a) IN GENERAL.—Notwithstanding subparagraphs  
17 (A) and (B) of section 5(a)(2) of the Outer Continental  
18 Shelf Lands Act (43 U.S.C. 1334(a)(2)), not later than  
19 ninety days after the date of enactment of this Act, the  
20 Secretary shall cancel each lease issued under such Act  
21 that—

22 (1) is in existence on the date of enactment of  
23 this Act; and

24 (2) applies to an area described in section 3.

1 (b) PLANS AND PERMITS.—Before the cancellation of  
2 a lease pursuant to subsection (a), the Secretary may not  
3 approve any exploration or development plan or permit to  
4 drill with respect to the area that is the subject of the  
5 lease.

6 (c) COMPENSATION TO LESSEES.—After considering  
7 the results of the report required under section 5, the Sec-  
8 retary shall determine compensation to lessees owning  
9 leases that are canceled under subsection (a) in accord-  
10 ance with subparagraphs (C) and (D) of section 5(a)(2)  
11 of the Outer Continental Shelf Lands Act (43 U.S.C.  
12 1334(a)(2)).

13 **SEC. 5. REPORT.**

14 (a) IN GENERAL.—With respect to leases canceled in  
15 accordance with section 4, the Secretary shall prepare a  
16 report analyzing the alternatives for exchanging the leases  
17 for any other lands or interest in lands, including sub-  
18 merged lands, owned by the United States, as a means  
19 of providing compensation for the cancellation of the  
20 leases.

21 (b) SUBMISSION TO CONGRESS.—The report de-  
22 scribed in subsection (a) shall be submitted to Congress  
23 not later than ninety days after the date of enactment of  
24 this Act.

1 **SEC. 6. AUTHORIZATION OF APPROPRIATIONS.**

2       There are authorized to be appropriated such sums

3 as are necessary to carry out this Act.

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