

110TH CONGRESS
2^D SESSION

H. R. 6256

To direct the Secretary of the Interior to establish an annual production incentive fee with respect to Federal onshore and offshore lands that are subject to a lease for production of oil or natural gas under which production is not occurring, to authorize use of amounts received as such fee for energy efficiency and renewable energy projects, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 12, 2008

Mr. MARKEY (for himself, Mr. EMANUEL, Mr. RAHALL, Mr. HINCHEY, Mrs. CAPPS, Ms. CASTOR, Mr. CHANDLER, Mr. MCGOVERN, Mr. GEORGE MILLER of California, Mr. OLVER, Ms. SHEA-PORTER, Mr. WELCH of Vermont, Mr. YARMUTH, Mr. GRIJALVA, Mr. BISHOP of New York, Mr. HODES, Mrs. GILLIBRAND, and Mr. FRANK of Massachusetts) introduced the following bill; which was referred to the Committee on Natural Resources, and in addition to the Committees on Science and Technology, Energy and Commerce, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To direct the Secretary of the Interior to establish an annual production incentive fee with respect to Federal onshore and offshore lands that are subject to a lease for production of oil or natural gas under which production is not occurring, to authorize use of amounts received as such fee for energy efficiency and renewable energy projects, 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 “Responsible Ownership
5 of Public Lands Act”.

6 **SEC. 2. PRODUCTION INCENTIVE FEE.**

7 (a) ESTABLISHMENT.—The Secretary of the Interior
8 shall, within 180 days after the date of enactment of this
9 Act, issue regulations to establish an annual production
10 incentive fee with respect to Federal onshore and offshore
11 lands that are subject to a lease for production of oil or
12 natural gas under which production is not occurring. Such
13 fee shall apply with respect to lands that are subject to
14 such a lease that is in effect on the date final regulations
15 are promulgated under this subsection or that is issued
16 thereafter.

17 (b) AMOUNT.—The amount of the fee shall be, for
18 each acre of land from which oil or natural gas is produced
19 for less than 90 days in a calendar year—

20 (1) for each of the first 3 years of the lease, \$5
21 per acre in 2008 dollars;

22 (2) for the fourth year of the lease, \$25 per
23 acre in 2008 dollars; and

1 (3) for the fifth year of the lease and each year
2 thereafter for which the lease is otherwise in effect,
3 \$50 per acre in 2008 dollars.

4 (c) ASSESSMENT AND COLLECTION.—The Secretary
5 shall assess and collect the fee established under this sec-
6 tion.

7 (d) REGULATIONS.—The Secretary of the Interior
8 may issue regulations to prevent evasion of the fee under
9 this section.

10 **SEC. 3. ENERGY EFFICIENCY AND RENEWABLE ENERGY**
11 **FUND.**

12 (a) ESTABLISHMENT.—There is hereby established in
13 the Treasury of the United States a separate account
14 which shall be known as the “Energy Efficiency and Re-
15 newable Energy Fund” (in this section referred to as the
16 “Fund”). There shall be deposited into the Fund amounts
17 received by the United States in the form of fees under
18 this Act.

19 (b) USE.—Amounts in the Fund shall be available,
20 subject to appropriations, as follows each fiscal year:

21 (1) WIND ENERGY RESEARCH AND DEVELOP-
22 MENT.—\$65,000,000 for necessary expenses for a
23 program to support the development of next-genera-
24 tion wind turbines, including turbines capable of op-
25 erating in areas with low wind speeds, as authorized

1 in section 931(a)(2)(B) of the Energy Policy Act of
2 2005 (42 U.S.C. 16231(a)(2)(B)).

3 (2) SOLAR ENERGY RESEARCH AND DEVELOP-
4 MENT.—\$100,000,000 for necessary expenses for a
5 program to accelerate the research, development,
6 demonstration, and deployment of solar energy tech-
7 nologies, and public education and outreach mate-
8 rials pursuant to such program, as authorized by
9 section 931(a)(2)(A) of the Energy Policy Act of
10 2005 (42 U.S.C. 16231(a)(2)(A)).

11 (3) LOW INCOME WEATHERIZATION.—The Sec-
12 retary of the treasury shall transfer \$200,000,000 to
13 the account “Weatherization Assistance Program”,
14 for a program to weatherize low income housing, as
15 authorized by section 411 of the Energy Independ-
16 ence and Security Act of 2007 (Public Law 110–
17 140).

18 (4) BUILDING AND LIGHTING ENERGY EFFI-
19 CIENCY RESEARCH AND DEVELOPMENT.—
20 \$70,000,000 for necessary expenses for a program
21 to accelerate the research, development, demonstra-
22 tion, and deployment of new technologies to improve
23 the energy efficiency of and reduce greenhouse gas
24 emissions from buildings, as authorized in section
25 321(g) of the Energy Independence and Security Act

1 of 2007 (42 U.S.C. 6295 note), section 422 of the
2 Energy Independence and Security Act of 2007 (42
3 U.S.C. 17082), and section 912 of the Energy Policy
4 Act of 2005 (42 U.S.C. 16192).

5 (5) ENERGY STORAGE FOR TRANSPORTATION
6 AND ELECTRIC POWER.—

7 (A) \$30,000,000 for necessary expenses
8 for a program to accelerate basic research on
9 energy storage systems to support electric drive
10 vehicles, stationary applications, and electricity
11 transmission and distribution, as authorized by
12 section 641(p)(1) of the Energy Independence
13 and Security Act of 2007 (42 U.S.C.
14 17231(p)(1)).

15 (B) \$70,000,000 including—

16 (i) \$30,000,000 for a program to ac-
17 celerate applied research on energy storage
18 systems to support electric drive vehicles,
19 stationary applications, and electricity
20 transmission and distribution as authorized
21 by section 641(p)(2) of the Energy Inde-
22 pendence and Security Act of 2007 (42
23 U.S.C. 17231(p)(2));

24 (ii) \$20,000,000 for energy storage
25 systems demonstrations as authorized by

1 section 641(p)(4) of the Energy Independ-
2 ence and Security Act of 2007 (42 U.S.C.
3 17231(p)(4)); and

4 (iii) \$20,000,000 for vehicle energy
5 storage systems demonstrations as author-
6 ized by section 641(p)(5) of the Energy
7 Independence and Security Act of 2007
8 (42 U.S.C. 17231(p)(5)).

9 (6) ADVANCED VEHICLES RESEARCH, DEVELOP-
10 MENT, AND DEMONSTRATION.—\$40,000,000 for nec-
11 essary expenses for research, development, and dem-
12 onstration on advanced, cost-effective technologies to
13 improve the energy efficiency and environmental per-
14 formance of vehicles, as authorized in section
15 911(a)(2)(A) of the Energy Policy Act of 2005 (42
16 U.S.C. 16191(a)(2)(A)).

17 (7) AUDITS, INVESTIGATION, AND ENVIRON-
18 MENTAL MITIGATION.—\$50,000,000 for audits, in-
19 vestigation, and environmental mitigation for oil and
20 gas by the Department of Interior.

21 (8) LOW-INCOME HOME ENERGY ASSISTANCE
22 PROGRAM.—The remainder for use for the Low-In-
23 come Home Energy Assistance Program.

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