

110TH CONGRESS
2D SESSION

S. 2857

To amend title 10, United States Code, to provide for the distribution of a share of certain mineral revenues, and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 15, 2008

Mr. SALAZAR (for himself and Mr. ALLARD) introduced the following bill; which was read twice and referred to the Committee on Armed Services

A BILL

To amend title 10, United States Code, to provide for the distribution of a share of certain mineral revenues, 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 “Oil Shale Reserve
5 Fund Revenue Act”.

6 **SEC. 2. DISPOSITION OF QUALIFIED OIL SHALE RESERVE**
7 **RECEIPTS.**

8 Section 7439 of title 10, United States Code, is
9 amended—

10 (1) in subsection (f)—

1 (A) in paragraph (1)—

2 (i) by striking “(1) Notwithstanding”

3 and inserting the following:

4 “(1) IN GENERAL.—Notwithstanding”; and

5 (ii) by striking “specified in para-

6 graph (2)” and inserting “beginning on

7 November 18, 1997, and ending on the

8 date of enactment of the Oil Shale Reserve

9 Fund Revenue Act”; and

10 (B) by striking paragraph (2) and insert-

11 ing the following:

12 “(2) MINERAL LEASING ACT.—Beginning on

13 the date of enactment of the Oil Shale Reserve Fund

14 Revenue Act, any amounts received by the United

15 States from a lease under this section (including

16 amounts in the form of sales, bonuses, royalties (in-

17 cluding interest charges collected under the Federal

18 Oil and Gas Royalty Management Act of 1982 (30

19 U.S.C. 1701 et seq.)), and rentals) shall be depos-

20 ited in the Treasury of the United States, for use in

21 accordance with section 35 of the Mineral Leasing

22 Act (30 U.S.C. 191).”; and

23 (2) by striking subsection (g) and inserting the

24 following:

25 “(g) USE OF REVENUES.—

1 “(1) IN GENERAL.—Of the amounts deposited
2 in the Treasury under subsection (f)(1)—

3 “(A) 50 percent shall be transferred by the
4 Secretary of the Treasury to the Secretary of
5 the Interior, for use in accordance with para-
6 graph (2); and

7 “(B) 50 percent shall be distributed by the
8 Secretary of the Treasury to Garfield, Rio
9 Blanco, Moffat, and Mesa Counties in the State
10 of Colorado, in accordance with paragraph (3).

11 “(2) USE OF FEDERAL FUNDS.—

12 “(A) IN GENERAL.—Amounts transferred
13 under paragraph (1)(A) shall be used by the
14 Secretary of the Interior for the costs of all en-
15 vironmental restoration, waste management,
16 and environmental compliance activities in-
17 curred by the United States with respect to the
18 remediation of the land transferred under sub-
19 section (a), including the former Anvil Points
20 oil shale facility in the State of Colorado.

21 “(B) DEPOSIT IN TREASURY.—On comple-
22 tion of the remediation of the former Anvil
23 Points oil shale facility, the Secretary of the In-
24 terior shall return any remaining amounts
25 transferred under paragraph (1)(A) to the

1 Treasury of the United States, for use in ac-
2 cordance with section 35 of the Mineral Leasing
3 Act (30 U.S.C. 191).

4 “(3) USE OF COUNTY FUNDS.—

5 “(A) IN GENERAL.—Of the amounts to be
6 distributed under paragraph (1)(B), the Sec-
7 retary of the Treasury shall transfer—

8 “(i) 40 percent to Garfield County,
9 Colorado;

10 “(ii) 40 percent to Rio Blanco Coun-
11 ty, Colorado;

12 “(iii) 10 percent to Moffat County,
13 Colorado; and

14 “(iv) 10 percent to Mesa County, Col-
15 orado.

16 “(B) AUTHORIZED USES.—The amounts
17 provided to the counties under subparagraph
18 (A) shall be used by the counties, or any cities
19 or political subdivisions within the counties to
20 which the funds are transferred by the counties,
21 to mitigate the effects of oil and gas develop-
22 ment activities within the affected counties, cit-
23 ies, or political subdivisions.

24 “(C) LIMITATION.—Amounts provided to
25 the counties under subparagraph (A) shall not

1 be considered for purpose of calculating pay-
2 ments for the counties under chapter 69 of title
3 31, United States Code.”.

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