

116TH CONGRESS
1ST SESSION

H. R. 1146

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 12, 2019

Received; read twice and referred to the Committee on Energy and Natural
Resources

AN ACT

To amend Public Law 115–97 (commonly known as the Tax Cuts and Jobs Act) to repeal the Arctic National Wildlife Refuge oil and gas program, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Arctic Cultural and
3 Coastal Plain Protection Act”.

4 **SEC. 2. REPEAL OF ARCTIC NATIONAL WILDLIFE REFUGE**
5 **OIL AND GAS PROGRAM.**

6 Section 20001 of Public Law 115–97 (16 U.S.C.
7 3143 note) is hereby repealed.

8 **SEC. 3. INSPECTION FEE COLLECTION.**

9 Section 22 of the Outer Continental Shelf Lands Act
10 (43 U.S.C. 1348) is amended by adding at the end the
11 following:

12 “(g) INSPECTION FEES.—

13 “(1) ESTABLISHMENT.—The Secretary of the
14 Interior shall collect from the operators of facilities
15 subject to inspection under subsection (c) non-re-
16 fundable fees for such inspections—

17 “(A) at an aggregate level equal to the
18 amount necessary to offset the annual expenses
19 of inspections of outer Continental Shelf facili-
20 ties (including mobile offshore drilling units) by
21 the Secretary of the Interior; and

22 “(B) using a schedule that reflects the dif-
23 ferences in complexity among the classes of fa-
24 cilities to be inspected.

25 “(2) OCEAN ENERGY SAFETY FUND.—There is
26 established in the Treasury a fund, to be known as

1 the ‘Ocean Energy Safety Fund’ (referred to in this
2 subsection as the ‘Fund’), into which shall be depos-
3 ited all amounts collected as fees under paragraph
4 (1) and which shall be available as provided under
5 paragraph (3).

6 “(3) AVAILABILITY OF FEES.—Notwithstanding
7 section 3302 of title 31, United States Code, all
8 amounts deposited in the Fund—

9 “(A) shall be credited as offsetting collec-
10 tions;

11 “(B) shall be available for expenditure for
12 purposes of carrying out inspections of outer
13 Continental Shelf facilities (including mobile
14 offshore drilling units) and the administration
15 of the inspection program under this section;

16 “(C) shall be available only to the extent
17 provided for in advance in an appropriations
18 Act; and

19 “(D) shall remain available until expended.

20 “(4) ADJUSTMENT FOR INFLATION.—For each
21 fiscal year beginning after fiscal year 2020, the Sec-
22 retary shall adjust each dollar amount specified in
23 this subsection for inflation based on the change in
24 the Consumer Price Index from fiscal year 2020.

1 “(5) ANNUAL FEES.—Annual fees shall be col-
2 lected under this subsection for facilities that are
3 above the waterline, excluding drilling rigs, and are
4 in place at the start of the fiscal year. Fees for fiscal
5 year 2020 shall be—

6 “(A) \$25,300 for facilities with no wells,
7 but with processing equipment or gathering
8 lines;

9 “(B) \$40,700 for facilities with 1 to 10
10 wells, with any combination of active or inactive
11 wells; and

12 “(C) \$75,900 for facilities with more than
13 10 wells, with any combination of active or in-
14 active wells.

15 “(6) FEES FOR DRILLING RIGS.—Fees shall be
16 collected under this subsection for drilling rigs on a
17 per inspection basis. Fees for fiscal year 2020 shall
18 be—

19 “(A) \$73,700 per inspection for rigs oper-
20 ating in water depths of 500 feet or more; and

21 “(B) \$40,700 per inspection for rigs oper-
22 ating in water depths of less than 500 feet.

23 “(7) FEES FOR NON-RIG UNITS.—Fees shall be
24 collected under this subsection for well operations
25 conducted via non-rig units as outlined in subparts

1 D, E, F, and Q of part 250 of title 30, Code of Fed-
2 eral Regulations, on a per inspection basis. Fees for
3 fiscal year 2020 shall be—

4 “(A) \$29,172 per inspection for non-rig
5 units operating in water depths of 2,500 feet or
6 more;

7 “(B) \$25,366 per inspection for non-rig
8 units operating in water depths between 500
9 and 2,499 feet; and

10 “(C) \$9,834 per inspection for non-rig
11 units operating in water depths of less than 500
12 feet.

13 “(8) BILLING.—The Secretary shall bill des-
14 ignated operators under paragraph (5) annually,
15 with payment required within 30 days of billing. The
16 Secretary shall bill designated operators under para-
17 graph (6) within 30 days of the end of the month
18 in which the inspection occurred, with payment re-
19 quired within 30 days after billing.”.

20 **SEC. 4. DETERMINATION OF BUDGETARY EFFECTS.**

21 The budgetary effects of this Act, for the purpose of
22 complying with the Statutory Pay-As-You-Go Act of 2010,
23 shall be determined by reference to the latest statement
24 titled “Budgetary Effects of PAYGO Legislation” for this
25 Act, submitted for printing in the Congressional Record

1 by the Chairman of the House Budget Committee, pro-
2 vided that such statement has been submitted prior to the
3 vote on passage.

Passed the House of Representatives September 12,
2019.

Attest: CHERYL L. JOHNSON,
Clerk.