

Union Calendar No. 454

117TH CONGRESS
2^D SESSION

H. R. 1506

[Report No. 117-631, Part I]

To provide for the accurate reporting of fossil fuel extraction and emissions by entities with leases on public land, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 2, 2021

Mr. LOWENTHAL (for himself, Mr. GRIJALVA, Mr. LEVIN of California, Ms. LEE of California, and Ms. PORTER) introduced the following bill; which was referred to the Committee on Natural Resources, and in addition to the Committee on Agriculture, 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

DECEMBER 14, 2022

Additional sponsors: Mr. HUFFMAN, Mrs. HAYES, Mr. BLUMENAUER, Ms. DEGETTE, Ms. MCCOLLUM, Mr. COHEN, Mr. QUIGLEY, Mr. HASTINGS, and Ms. LEGER FERNANDEZ

DECEMBER 14, 2022

Reported from the Committee on Natural Resources with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]

DECEMBER 14, 2022

Committee on Agriculture discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

[For text of introduced bill, see copy of bill as introduced on March 2, 2021]

A BILL

To provide for the accurate reporting of fossil fuel extraction and emissions by entities with leases on public land, 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 “Transparency in Energy*
5 *Production Act of 2021”.*

6 **SEC. 2. DISCLOSURE REQUIREMENTS.**

7 *(a) REPORT REQUIRED FOR AN ENTITY SEEKING A*
8 *LEASE.—The Secretary concerned shall require any entity*
9 *seeking a lease to develop covered operations on public land*
10 *or Indian land to submit to the Secretary concerned a re-*
11 *port, at the time of submission of a bid to develop covered*
12 *operations. Such report shall—*

13 *(1) make the disclosures described in the Sus-*
14 *tainable Accounting Standard for the Extractives and*
15 *Minerals Processing Sector and the Renewable Re-*
16 *sources and Alternative Energy Sector in effect on the*
17 *date the report is filed (that is produced by the Sus-*
18 *tainability Accounting Standards Board) for the cov-*
19 *ered operations developed by the entity and in effect*
20 *at the date of such bid; and*

21 *(2) disaggregate the information in paragraph*
22 *(1) by State and by type of covered operation.*

23 *(b) REPORT REQUIRED FOR AN ENTITY HOLDING A*
24 *LEASE.—The Secretary concerned shall require any entity*
25 *holding a lease to develop covered operations on public land*

1 *or Indian land to submit to the Secretary concerned a re-*
2 *port annually. Such report shall—*

3 *(1) make the disclosures described in the Sus-*
4 *tainable Accounting Standard for the Extractives and*
5 *Minerals Processing Sector and the Renewable Re-*
6 *sources and Alternative Energy Sector in effect on the*
7 *date the report is filed (that is produced by the Sus-*
8 *tainability Accounting Standards Board); and*

9 *(2) disaggregate the information in paragraph*
10 *(1) by State and by type of covered operation.*

11 *(c) FAILURE TO COMPLY.—If the Secretary concerned*
12 *determines that an entity did not meet the requirements*
13 *of subsection (a), the Secretary concerned—*

14 *(1) may not issue to such entity a lease for a*
15 *covered operation; and*

16 *(2) may suspend a lease for a covered operation*
17 *held by such entity.*

18 **SEC. 3. ONLINE PUBLICATION OF DISCLOSURE.**

19 *The Secretary concerned shall make the information*
20 *reported under section 2 available to the public on an inter-*
21 *net website in a machine readable format.*

22 **SEC. 4. REPORT TO CONGRESS.**

23 *Not later than 2 years after the date of the enactment*
24 *of this Act and every 2 years thereafter, the Secretary con-*
25 *cerned shall submit a report to Congress that includes—*

1 (1) *with respect to covered operations, the an-*
2 *nuual and 2-year totals of greenhouse gas emissions,*
3 *air quality, water management, biodiversity impacts,*
4 *production, and number of sites according to the*
5 *metrics described in the Sustainable Accounting*
6 *Standard for Oil and Gas Exploration and Produc-*
7 *tion in effect on the date the report is filed (that is*
8 *produced by the Sustainability Accounting Standards*
9 *Board) for covered operations on public land or In-*
10 *dian land; and*

11 (2) *the changes in the information in paragraph*
12 *(1);*

13 (3) *the projected future changes for 5, 10, and 25*
14 *years;*

15 (4) *for renewable energy operations, an estimate*
16 *of the greenhouse gas emissions that would result from*
17 *production of the same amount of energy using fossil*
18 *fuels and water management, including water use,*
19 *biodiversity impacts, production, number of sites, and*
20 *acres including associated transmission lines;*

21 (5) *the emission produced during the construc-*
22 *tion of solar panels and wind turbines that would be*
23 *used for renewable energy operations;*

24 (6) *a determination as to whether the materials*
25 *or labor for the construction of solar panels and wind*

1 *turbines used for renewable energy operations would*
2 *be sourced from the Xinjiang Autonomous Region in*
3 *China;*

4 *(7) the environmental impacts of the decommis-*
5 *sioning and disposal of renewable energy products*
6 *and electronic waste, including batteries, solar panels,*
7 *and products that have exceeded their life cycle;*

8 *(8) with respect to lands on which covered oper-*
9 *ations occur, the annual and 2-year totals of green-*
10 *house gas emissions, air quality, water management,*
11 *and biodiversity impacts of catastrophic wildfires, the*
12 *number of acres identified as being at high or very*
13 *high risk of wildfire, and the number of acres in need*
14 *of treatment or fuels reduction activities; and*

15 *(9) an assessment of the environmental and*
16 *human rights impacts in the production of renewable*
17 *energy products for the lifecycle of such products, in-*
18 *cluding such impacts from source materials for and*
19 *the disposal of such products.*

20 **SEC. 5. DEFINITIONS.**

21 *In this Act—*

22 *(1) the term “covered operation” means—*

23 *(A) any renewable energy operations;*

24 *(B) any fossil fuel operation; and*

1 (C) any operation using any right-of-way
2 or special use permit that would cross public
3 lands, Indian lands, or national forests that
4 would facilitate fossil fuel development;

5 (2) the term “fossil fuel” means oil, natural gas,
6 natural gas liquids, coal, and any derivative of these
7 that is used for fuel;

8 (3) the term “Indian land” has the meaning
9 given such term in section 2601(2) of the Energy Pol-
10 icy Act of 1992 (25 U.S.C. 3501(2));

11 (4) the term “public land” means any land, in-
12 terest in land, or submerged land owned by the
13 United States;

14 (5) the term “renewable energy” means a project
15 carried out on public land or Indian land that uses
16 wind, solar, geothermal, wave, current, tidal, or ocean
17 thermal energy to generate electricity; and

18 (6) the term “Secretary concerned” means—

19 (A) the Secretary of the Interior, with re-
20 spect to public lands and Indian lands; and

21 (B) the Secretary of Agriculture, with re-
22 spect to National Forest System land.

23 **SEC. 6. EFFECTIVE DATE.**

24 This Act shall take effect 180 days after the date of
25 enactment of this Act.

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