

115TH CONGRESS
2D SESSION

H. R. 5170

To amend title 54, United States Code, to reauthorize and reform the Land and Water Conservation Fund, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 5, 2018

Mr. WESTERMAN introduced the following bill; which was referred to the Committee on Natural Resources, and in addition to the Committees on Agriculture, and Education and the Workforce, 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 amend title 54, United States Code, to reauthorize and reform the Land and Water Conservation Fund, 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 “Federal Lands Infra-
5 structure Partnership Act” or the “FLIP Act”.

6 **SEC. 2. TABLE OF CONTENTS.**

7 The table of contents for this Act is as follows:

Sec. 1. Short title.

Sec. 2. Table of contents.

- Sec. 3. Reauthorization.
- Sec. 4. Fund amounts for State purposes.
- Sec. 5. Allocation of fund amounts for Federal purposes.
- Sec. 6. Contracts for acquisition of land and water.
- Sec. 7. Payment In-Lieu of Taxes Program.
- Sec. 8. Promotion offshore energy exploration, innovation, and education.
- Sec. 9. Definition.
- Sec. 10. Clerical amendments.

1 **SEC. 3. REAUTHORIZATION.**

2 Section 200302 of title 54, United States Code, is
3 amended—

4 (1) in subsection (b), in the language preceding
5 paragraph (1), by striking “September 30, 2018”
6 and inserting “September 30, 2022”; and

7 (2) in subsection (c)(1), by striking “September
8 30, 2018” and inserting “September 30, 2022”.

9 **SEC. 4. FUND AMOUNTS FOR STATE PURPOSES.**

10 (a) ALLOCATION.—Section 200305(a) of title 54,
11 United States Code, is amended by striking “The Sec-
12 retary may provide financial assistance to the States from
13 amounts available for State purposes.” and inserting “Of
14 the overall amount appropriated from the Fund for a fis-
15 cal year, the Secretary shall make 25 percent available to
16 the States for State purposes as provided in this section.”.

17 (b) APPORTIONMENT AMONG STATES.—Section
18 200305(b) of title 54, United States Code, is amended—

19 (1) by striking paragraph (1) and inserting the
20 following:

1 “(1) Twenty-five percent shall be apportioned
2 equally among the States.”;

3 (2) by striking paragraph (3);

4 (3) by redesignating paragraphs (4) and (5) as
5 paragraphs (3) and (4), respectively; and

6 (4) in paragraph (3), as redesignated by this
7 subsection, by striking “without regard to the 10
8 percent limitation to an individual State specified in
9 this subsection”.

10 (c) STATE USE OF FUNDS.—Section 200305 of title
11 54, United States Code, is amended—

12 (1) by redesignating subsections (c) through (k)
13 as subsections (d) through (l), respectively; and

14 (2) by inserting after subsection (b) the fol-
15 lowing:

16 “(c) STATE USE OF FUNDS.—Not less than 30 per-
17 cent of the amount allocated to a State under subsection
18 (b) for each fiscal year shall be used by the State in one
19 or more communities with a population of greater than
20 20,000 (based on data from the most recent Census Bu-
21 reau American Community Survey).”.

22 (d) CONFORMING AMENDMENTS.—Section
23 200305(k) of title 54, United States Code, is amended—

24 (1) in paragraph (1), by striking “subsection
25 (e)” and inserting “subsection (f)”; and

1 (2) in paragraph (3), by striking “subsection
2 (c)” and inserting “subsection (d)”.

3 **SEC. 5. ALLOCATION OF FUND AMOUNTS FOR FEDERAL**
4 **PURPOSES.**

5 Title 54, United States Code, is amended—

6 (1) in section 200304, by striking “Not less
7 than 40 percent of such appropriations shall be
8 available for Federal purposes.”;

9 (2) in section 200306(a), by striking para-
10 graphs (1) and (2) and inserting the following:

11 “(1) ALLOCATION.—Of the overall amount ap-
12 propriated from the Fund for a fiscal year, 50 per-
13 cent shall be available for Federal purposes as pro-
14 vided in this section.

15 “(2) USE OF FUNDS.—

16 “(A) USE OF FUNDS FOR LAND ACQUISSI-
17 TION.—

18 “(i) IN GENERAL.—Subject to the re-
19 strictions in clause (ii), of the amount ap-
20 propriated and available under paragraph
21 (1) for a fiscal year, the Secretary shall
22 make available not less than 3.5 percent
23 for acquisition of non-Federal land, water,
24 or an interest in land or water by one or
25 more of the following:

1 “(I) The National Park Service.

2 “(II) The United States Fish and
3 Wildlife Service.

4 “(III) The Forest Service.

5 “(IV) The Bureau of Land Man-
6 agement.

7 “(ii) RESTRICTIONS.—

8 “(I) INHOLDINGS.—The Sec-
9 retary shall not acquire a parcel of
10 non-Federal land or water under this
11 subparagraph unless such parcel is lo-
12 cated within the exterior boundary of
13 a unit of land administered by a Fed-
14 eral agency listed in subclauses (I)
15 through (IV) of clause (i).

16 “(II) LOCATION.—The Secretary
17 may not acquire a parcel of non-Fed-
18 eral land or water under this subpara-
19 graph if such acquisition would result
20 in more than 15 percent of the acre-
21 age acquired with funds allocated
22 under this subparagraph for any fiscal
23 year to be located west of the 100th
24 meridian.

1 “(III) PUBLIC ACCESS.—Of the
2 amount appropriated and made avail-
3 able under this subparagraph for a
4 fiscal year, the Secretary shall make
5 available not less than 33 percent to
6 acquire land, water, or an interest in
7 land or water to secure or enhance
8 public access for recreational hunting,
9 recreational fishing, or recreational
10 shooting to a unit of land adminis-
11 tered by a Federal agency listed in
12 subclauses (I) through (IV) of clause
13 (i).

14 “(IV) PROHIBITION ON USE OF
15 CONDEMNATION OR EMINENT DO-
16 MAIN.—The Secretary may not use
17 funds made available under this sub-
18 paragraph to acquire land, water, or
19 an interest in land or water through
20 condemnation or an eminent domain
21 proceeding.

22 “(B) USE OF FUNDS FOR DEFERRED
23 MAINTENANCE.—

24 “(i) IN GENERAL.—Of the amount ap-
25 propriated and available under paragraph

1 (1) for a fiscal year, the Secretary shall
2 make available not less than 75 percent for
3 deferred maintenance, critical infrastruc-
4 ture, visitor services, and clean-up efforts
5 or a combination thereof, on Federal land
6 or water managed by one or more of the
7 following:

8 “(I) The National Park Service.

9 “(II) The United States Fish and
10 Wildlife Service.

11 “(III) The Forest Service.

12 “(IV) The Bureau of Land Man-
13 agement.

14 “(ii) USE OF FUNDS FOR NGOS.—

15 “(I) IN GENERAL.—In addition
16 to the amount made available under
17 clause (i), of the amount appropriated
18 and available under paragraph (1) for
19 a fiscal year, the Secretary shall make
20 3.5 percent available to nongovern-
21 mental organizations for the activities
22 described in subclause (i).

23 “(II) MATCHING NON-FEDERAL
24 FUNDS.—To be eligible to receive
25 funds under this clause, a nongovern-

1 mental organization shall provide non-
2 Federal funds in an amount that is
3 equal to or greater than the amount
4 provided to that nongovernmental or-
5 ganization under this subparagraph.

6 “(C) USE OF FUNDS FOR FOREST LEGACY
7 PROGRAM.—Of the amount appropriated and
8 available under paragraph (1) for a fiscal year,
9 the Secretary shall make available not more
10 than 3.5 percent for the Forest Legacy Pro-
11 gram established pursuant to section 7 of the
12 Cooperative Forestry Assistance Act of 1978
13 (16 U.S.C. 2103c), except that such amount
14 may be used only—

15 “(i) to create or improve vehicular ac-
16 cess, including for off-highway vehicles, or
17 other access to National Forest System
18 land, State forested land, or private for-
19 ested land for recreational hunting, rec-
20 reational fishing, recreational shooting, or
21 other recreational purposes; or

22 “(ii) to protect from development for-
23 ests where management activities occur
24 consistent with a State-approved multiple-
25 resource forest plan.

1 “(D) USE OF FUNDS FOR COOPERATIVE
2 ENDANGERED SPECIES CONSERVATION FUND.—
3 Of the amount appropriated and available
4 under paragraph (1) for a fiscal year, not more
5 than 3.5 percent shall be deposited into the Co-
6 operative Endangered Species Conservation
7 Fund established pursuant to section 6(i) of the
8 Endangered Species Act of 1973 (16 U.S.C.
9 1535(6)(i)).

10 “(E) USE OF FUNDS FOR AMERICAN BAT-
11 TLEFIELD PROTECTION PROGRAM.—Of the
12 amount appropriated and available under para-
13 graph (1) for a fiscal year, not more than 3.5
14 percent shall be available for the American Bat-
15 tlefield Protection Program established pursu-
16 ant to chapter 3801 of title 54, United States
17 Code.”; and

18 (3) by adding at the end of the following:

19 “(5) DEFINITIONS.—In this section:

20 “(A) DEFERRED MAINTENANCE.—The
21 term ‘deferred maintenance’ means mainte-
22 nance and repairs—

23 “(i) that were scheduled to be per-
24 formed and were delayed; or

1 “(ii) without which the health and
2 safety of the public or employees would be
3 endangered or substantial financial losses
4 would be incurred.

5 “(B) RECREATIONAL HUNTING.—The term
6 ‘recreational hunting’ means use of a firearm,
7 bow, or other authorized means in the lawful—

8 “(i) pursuit, shooting, capture, collec-
9 tion, trapping, or killing of wildlife; or

10 “(ii) attempt to pursue, shoot, cap-
11 ture, collect, trap, or kill wildlife.

12 “(C) RECREATIONAL FISHING.—The term
13 ‘recreational fishing’ means the lawful—

14 “(i) pursuit, capture, collection, or
15 killing of fish; or

16 “(ii) attempt to pursue, capture, col-
17 lect, or kill fish.

18 “(D) RECREATIONAL SHOOTING.—The
19 term ‘recreational shooting’ means any form of
20 sport, training, competition, or pastime, wheth-
21 er formal or informal, that involves the dis-
22 charge of a rifle, handgun, or shotgun, or the
23 use of a bow.”.

1 **SEC. 6. CONTRACTS FOR ACQUISITION OF LAND AND**
2 **WATER.**

3 Section 200308 of title 54, United States Code, is
4 amended by striking “\$30,000,000” and inserting
5 “\$2,000,000”.

6 **SEC. 7. PAYMENT IN-LIEU OF TAXES PROGRAM.**

7 Chapter 2003 of title 54, United States Code, is
8 amended by adding at the end the following:

9 **“§ 200311. Allocation of Fund amounts to Payment In-**
10 **Lieu of Taxes Program**

11 “Of the overall amount appropriated from the Fund
12 for a fiscal year, not less than 5 percent shall be available
13 for the program under chapter 69 of title 31, United
14 States Code (commonly known as the ‘Payment In-Lieu
15 of Taxes Program’).”.

16 **SEC. 8. PROMOTING OFFSHORE ENERGY EXPLORATION, IN-**
17 **NOVATION, AND EDUCATION.**

18 Chapter 2003 of title 54, United States Code, is fur-
19 ther amended by adding at the end the following:

20 **“§ 200312. Allocation of Fund amounts to promoting**
21 **offshore energy exploration, innovation,**
22 **and education**

23 “(a) ALLOCATION OF FUNDS AVAILABLE FROM
24 LAND AND WATER CONSERVATION FUND.—

25 “(1) MINIMUM ALLOCATION FISCAL YEARS 2018
26 THROUGH 2024.—

1 “(A) IN GENERAL.—Of the overall amount
2 appropriated from the Fund for fiscal years
3 2018 through 2024, not less than 15 percent
4 shall be available for promoting offshore energy
5 exploration, innovation, and education as pro-
6 vided for in this paragraph.

7 “(B) USE OF FUNDS.—Of the funds made
8 available under this paragraph for fiscal years
9 2018 through 2024—

10 “(i) twenty-five percent shall be made
11 available to establish and maintain the
12 pilot program to improve Federal permit
13 coordination on the outer Continental Shelf
14 under subsection (b);

15 “(ii) ten percent shall be made avail-
16 able to establish and maintain an offshore
17 energy innovation hub under subsection
18 (c); and

19 “(iii) sixty-five percent shall be made
20 available to award offshore energy edu-
21 cation grants to institutions of higher edu-
22 cation under subsection (d).

23 “(2) MINIMUM ALLOCATION FISCAL YEAR 2025
24 AND SUBSEQUENT FISCAL YEARS.—

1 “(A) POSITIVE DETERMINATION.—If the
2 Secretary determines under paragraph (9) that
3 the pilot program is effective, then of the over-
4 all amount appropriated from the Fund for fis-
5 cal year 2025 and subsequent fiscal years, not
6 less than 15 percent shall be available for pro-
7 moting offshore energy exploration, innovation,
8 and education in the same manner as the funds
9 made available under paragraph (1).

10 “(B) NEGATIVE DETERMINATION.—

11 “(i) IN GENERAL.—If the Secretary
12 determines under paragraph (9) that the
13 pilot program is not effective, then of the
14 overall amount appropriated from the
15 Fund for fiscal year 2025 and subsequent
16 fiscal years, not less than 15 percent shall
17 be available for promoting offshore energy
18 exploration, innovation, and education as
19 provided for in this paragraph.

20 “(ii) USE OF FUNDS.—Of the funds
21 made available under this section for fiscal
22 year 2025 and subsequent fiscal years—

23 “(I) thirty-five percent shall be
24 made available to establish and main-

1 tain an offshore energy innovation
2 hub under subsection (c); and

3 “(II) sixty-five percent shall be
4 made available to award offshore en-
5 ergy education grants to institutions
6 of higher education under subsection
7 (d).

8 “(b) PILOT PROGRAM TO IMPROVE FEDERAL PER-
9 MIT COORDINATION ON THE OUTER CONTINENTAL
10 SHELF.—

11 “(1) ESTABLISHMENT OF PILOT PROGRAM.—
12 The Secretary shall carry out a Federal energy per-
13 mit streamlining pilot program for the outer Conti-
14 nental Shelf (referred to in this subsection as the
15 ‘OCS Pilot Program’).

16 “(2) PURPOSE.—The purpose of the OSC Pilot
17 Program is to collocate appropriate staff from the
18 Bureau of Ocean Energy Management, the Bureau
19 of Safety and Environmental Enforcement, the
20 Coast Guard, and the National Marine Fisheries
21 Service in the pilot offices established in paragraph
22 (3) for the purpose of streamline Federal permitting
23 of energy activities on the outer Continental Shelf of
24 the United States, including streamlining permitting
25 for—

1 “(A) geophysical surveying, including mag-
2 netic, gravity, seismic, or other systems;

3 “(B) oil and natural gas exploration, devel-
4 opment, and production; and

5 “(C) offshore renewable energy projects,
6 including wind and tidal power generation.

7 “(3) MEMORANDUM OF UNDERSTANDING.—

8 “(A) IN GENERAL.—The Secretary shall
9 seek to establish a memorandum of under-
10 standing to streamline Federal permitting of
11 energy activities on the outer Continental Shelf
12 and to coordinate relevant activities across Fed-
13 eral agencies with—

14 “(i) the Director of the Bureau of
15 Ocean Energy Management;

16 “(ii) the Director of the Bureau of
17 Safety and Environmental Enforcement;

18 “(iii) the Secretary of Commerce; and

19 “(iv) the Secretary of Homeland Secu-
20 rity.

21 “(B) STATE PARTICIPATION.—The Sec-
22 retary may request the Governors of Alaska,
23 Texas, Louisiana, Mississippi, Alabama, Vir-
24 ginia, North Carolina, South Carolina, and

1 Georgia to be signatories to the memorandum
2 of understanding.

3 “(4) ESTABLISHMENT OF PILOT OFFICES.—Not
4 later than 120 days after the date of the enactment
5 of this subsection, the Secretary shall establish the
6 pilot offices referred to in paragraph (2) in the fol-
7 lowing locations:

8 “(A) Anchorage, Alaska.

9 “(B) Metairie, Louisiana.

10 “(C) Virginia Beach, Virginia.

11 “(D) Any other location, as determined by
12 the Secretary.

13 “(5) ASSIGNMENT OF QUALIFIED STAFF.—

14 “(A) IN GENERAL.—Each Federal agency
15 listed in paragraph (3)(A) shall assign to each
16 of the pilot offices established under paragraph
17 (4) relevant staff from such agency who have
18 expertise in the regulatory issues relating to the
19 office in which the employee is employed, in-
20 cluding, as applicable, particular expertise in—

21 “(i) consultations and the preparation
22 of biological opinions under section 7 of
23 the Endangered Species Act of 1973 (16
24 U.S.C. 1536), including with respect to
25 seismic permitting;

1 “(ii) consistency reviews under the
2 Coastal Zone Management Act of 1972 (16
3 U.S.C. 1451 et seq.);

4 “(iii) plan approvals and permits
5 under the Outer Continental Shelf Lands
6 Act (33 U.S.C. 1331 et seq.);

7 “(iv) implementation and enforcement
8 of section 328 of the Clean Air Act (42
9 U.S.C. 7627); and

10 “(v) compliance with section
11 102(2)(C) the National Environmental
12 Policy Act of 1969 (42 U.S.C.
13 4332(2)(C)).

14 “(B) DUTIES.—Each employee assigned
15 under subparagraph (A) shall—

16 “(i) not later than 90 days after the
17 date of assignment, report to the pilot of-
18 fice established under paragraph (4) to
19 which the employee is assigned; and

20 “(ii) be dedicated to and responsible
21 for all outer Continental Shelf energy-re-
22 lated activities administered by that pilot
23 office for all issues relating to the jurisdic-
24 tion of the home office or agency that as-
25 signed the employee.

1 “(6) ADDITIONAL PERSONNEL.—The Secretary
2 shall assign to each pilot office identified in para-
3 graph (4) any additional personnel that are nec-
4 essary to ensure the effective implementation of the
5 OCS Pilot Program.

6 “(7) USE OF FEES COLLECTED BY PILOT OF-
7 FICES.—

8 “(A) IN GENERAL.—The Secretary shall
9 ensure that all fees collected by a pilot office in
10 association with activities related to the Outer
11 Continental Shelf Lands Act (43 U.S.C. 1331
12 et seq.) listed under subparagraphs (A) through
13 (C) of paragraph (2) are made available to that
14 office.

15 “(B) PROHIBITION ON NEW OR INCREASED
16 FEES.—The Secretary may not establish any
17 new fee or increase any existing fee for any ac-
18 tivities conducted by a pilot office.

19 “(8) SAVINGS PROVISION.—Nothing in this sub-
20 section affects—

21 “(A) the operation of any other Federal or
22 State law;

23 “(B) any delegation of authority made by
24 the head of a Federal agency whose employees
25 are participating in the OCS Pilot Program; or

1 “(C) the existing memorandum of agree-
2 ment between the Department of the Interior
3 and the Department of Defense on Mutual Con-
4 cerns on the Outer Continental Shelf signed on
5 July 20, 1983, or any revision or replacement
6 for that agreement that is agreed to by the Sec-
7 retary of Defense and the Secretary of the Inte-
8 rior after that date.

9 “(9) DETERMINATION OF EFFECTIVENESS OF
10 PILOT PROGRAM.—Not later than January 1, 2024,
11 the Secretary shall make a determination on if the
12 pilot program is effective and submit the results of
13 such determination to Congress.

14 “(c) OFFSHORE ENERGY INNOVATION HUB.—

15 “(1) ESTABLISHMENT.—Not later than 180
16 days after the date of the enactment of this section,
17 the Secretary shall establish an Offshore Energy In-
18 novation Hub.

19 “(2) PURPOSE.—The purpose of the Offshore
20 Energy Innovation Hub shall be to—

21 “(A) foster collaboration among Federal,
22 academic, and industry stakeholders on innova-
23 tions directly related to energy production on
24 the outer Continental Shelf; and

1 “(B) study, develop, and maintain the fol-
2 lowing areas of focus:

3 “(i) SAFETY TECHNOLOGIES.—Mate-
4 rials and equipment that improve upon ex-
5 isting well control systems or containment
6 systems (or both).

7 “(ii) RESERVOIR CHARACTERIZA-
8 TION.—Predicting and monitoring the pro-
9 duction behavior of complex reservoirs on
10 the outer Continental Shelf.

11 “(iii) EXTENDED SYSTEM ARCHITEC-
12 TURE.—Subsea systems, power distribu-
13 tion, and data communications that im-
14 prove recovery and extend production
15 reach.

16 “(iv) HIGH PRESSURE AND HIGH
17 TEMPERATURE COMPLETION SYSTEMS.—
18 Materials and equipment to reliably
19 produce ultra-deepwater resources in corro-
20 sive environments.

21 “(v) METEOROLOGICAL AND OCEANIC
22 FORECASTING.—Systems to predict both
23 atmospheric and below-surface environ-
24 ments and engineering response.

1 “(vi) ARCTIC ENVIRONMENTS.—Ex-
2 ploration and production systems and tech-
3 niques for ice conditions, including ice
4 management and extended season develop-
5 ment.

6 “(3) LOCATION.—The Secretary shall establish
7 the Offshore Energy Innovation Hub at a location
8 that is in proximity to existing outer Continental
9 Shelf oil and gas development to ensure opportuni-
10 ties to test and apply innovative technologies and re-
11 search in the field.

12 “(d) OFFSHORE ENERGY EDUCATION GRANTS TO
13 INSTITUTIONS OF HIGHER EDUCATION.—

14 “(1) IN GENERAL.—

15 “(A) AWARD OF GRANTS.—In order to ex-
16 pand opportunities related to offshore energy
17 development, the Secretary of the Interior shall
18 use amounts available under subsection
19 (a)(2)(C) to award offshore energy innovation
20 grants in accordance with this subsection to in-
21 stitutions of higher education selected under
22 paragraph (2).

23 “(B) ADMINISTRATIVE COSTS.—The Sec-
24 retary may use not more than 5 percent of the

1 amounts available under subsection (a)(2)(C) to
2 administer this subsection.

3 “(2) SELECTION OF INSTITUTIONS.—

4 “(A) IN GENERAL.—The Secretary shall
5 select 20 institutions of higher education to re-
6 ceive grants under this subsection, of those in-
7 stitutions of higher education that are—

8 “(i) nominated under subparagraph
9 (B); and

10 “(ii) determined by the Secretary to
11 have issued the greatest number of under-
12 graduate and graduate degrees in one or
13 more of the academic fields included in the
14 list prepared under paragraph (5).

15 “(B) NOMINATION OF INSTITUTIONS.—

16 “(i) IN GENERAL.—Not later than
17 180 days after the date of the enactment
18 of this section, and every 3 years there-
19 after, the Governor of each State may
20 nominate for grants under this sub-
21 section—

22 “(I) up to 4 institutions of higher
23 education located in the State, of
24 which at least one shall be a minority-
25 serving institution, if applicable; and

1 “(II) at least 1 vocational institu-
2 tion located in the State.

3 “(ii) PREFERENCE.—In making nomi-
4 nations under clause (i), each Governor
5 shall give preference to institutions of
6 higher education and vocational institu-
7 tions that demonstrate a vigorous rate of
8 admissions of veterans of the Armed
9 Forces of the United States.

10 “(3) GRANTS TERMS.—

11 “(A) AWARD AND AVAILABILITY OF
12 FUNDS.—Grants shall be awarded under this
13 subsection on an annual basis and grant funds
14 shall remain available for use until expended.

15 “(B) USE.—Of the funds awarded to each
16 grantee each fiscal year—

17 “(i) no less than half shall be made
18 available in the form of scholarships or tui-
19 tion assistance to incoming students in the
20 academic fields included in the list sub-
21 mitted under paragraph (5); and

22 “(ii) the remainder shall be used to
23 promote science, technology, engineering,
24 and mathematics curriculum development
25 and other related projects that will advance

1 energy and mineral exploration and pro-
2 duction on the Outer Continental Shelf of
3 the United States.

4 “(4) FELLOWSHIP AND INTERNSHIP OPPORTU-
5 NITIES.—The Secretary shall establish fellowship
6 and internship opportunities in the Department of
7 the Interior for students in academic fields included
8 in the list submitted under paragraph (5) to address
9 future workforce needs of the Department.

10 “(5) LIST OF ACADEMIC FIELDS.—The Sec-
11 retary shall conduct a survey of current outer Conti-
12 nental Shelf leaseholders to prepare a list of science,
13 technology, engineering, and math-related academic
14 fields that address current and future workforce
15 needs for offshore energy-related activities. The Sec-
16 retary may periodically update this list through sub-
17 sequent surveys of such leaseholders to better adapt
18 to changing workforce needs.

19 “(6) DEFINITIONS.—In this subsection:

20 “(A) INSTITUTION OF HIGHER EDU-
21 CATION.—The term ‘institution of higher edu-
22 cation’ has the meaning given that term in sec-
23 tion 101 of the Higher Education Act of 1965
24 (20 U.S.C. 1001).

1 “(B) MINORITY-SERVING INSTITUTION.—
 2 The term ‘minority-serving institution’ means
 3 any public or not-for-profit institution of higher
 4 education described in section 371(a) of the
 5 Higher Education Act of 1965 (20 U.S.C.
 6 1067q).

7 “(C) VOCATIONAL INSTITUTION.—The
 8 term ‘vocational institution’ means a postsec-
 9 ondary vocational institution, as that term is
 10 defined in section 102(c) of the Higher Edu-
 11 cation Act of 1965 (20 U.S.C. 1002(c)).”.

12 **SEC. 9. DEFINITION.**

13 Section 200301 of title 54, United States Code, is
 14 amended by adding at the end the following:

15 “(3) OUTER CONTINENTAL SHELF.—The term
 16 ‘outer Continental Shelf’ has the same meaning
 17 given such term in section 2(a) of the Outer Conti-
 18 nental Shelf Lands Act (43 U.S.C. 1331).”.

19 **SEC. 10. CLERICAL AMENDMENTS.**

20 The table of sections for chapter 2003 of title 54,
 21 United States Code, is amended by inserting after the
 22 item relating to section 200310 the following:

“200311. Allocation of Fund amounts to Payment In-Lieu of Taxes Program.
 “200312. Allocation of Fund amounts to promoting offshore energy exploration,
 innovation, and education.”.

○