

118TH CONGRESS  
1ST SESSION

# S. 3122

To amend the Federal Land Policy and Management Act of 1976 to provide for the denial of certain applications for solar or wind energy development projects right-of-way applications.

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## IN THE SENATE OF THE UNITED STATES

OCTOBER 25, 2023

Mr. RISCH (for himself and Mr. CRAPO) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

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## A BILL

To amend the Federal Land Policy and Management Act of 1976 to provide for the denial of certain applications for solar or wind energy development projects right-of-way applications.

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 “Don’t Develop Ob-  
5 structive Infrastructure on our Terrain Act” or the “Don’t  
6 DO IT Act”.

1 **SEC. 2. DENIAL OF CERTAIN SOLAR AND WIND ENERGY DE-**  
2 **VELOPMENT PROJECT RIGHT-OF-WAY APPLI-**  
3 **CATIONS.**

4 Section 501 of the Federal Land Policy and Manage-  
5 ment Act of 1976 (43 U.S.C. 1761) is amended by adding  
6 at the end the following:

7 “(e) SOLAR OR WIND ENERGY DEVELOPMENT  
8 PROJECT RIGHT-OF-WAY APPLICATIONS.—Notwith-  
9 standing any other provision of this section, in the case  
10 of a solar or wind energy development project right-of-way  
11 application submitted under this section, the Secretary  
12 shall deny the application if the Secretary has received  
13 from the Governor of the State in which the proposed  
14 project is located notice that the State legislature has en-  
15 acted legislation disapproving the proposed project.”.

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