

118TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

To promote domestic energy production, to require onshore and offshore oil and natural gas lease sales, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

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Mr. DAINES (for himself, Mr. LANKFORD, Mrs. HYDE-SMITH, Mr. CASSIDY, Mr. RISCH, Mr. HOEVEN, Ms. LUMMIS, and Mr. LEE) introduced the following bill; which was read twice and referred to the Committee on

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**A BILL**

To promote domestic energy production, to require onshore and offshore oil and natural gas lease sales, 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 “Supporting Made in  
5 America Energy Act”.

6 **SEC. 2. REQUIRED ONSHORE AND OFFSHORE OIL AND NAT-**  
7 **URAL GAS LEASING.**

8 (a) ONSHORE LEASE SALES.—

1           (1) REQUIREMENT TO IMMEDIATELY RESUME  
2           ONSHORE AND OFFSHORE OIL AND GAS LEASE  
3           SALES.—

4                   (A) IN GENERAL.—The Secretary of the  
5           Interior (referred to in this Act as the “Sec-  
6           retary”) shall immediately resume oil and gas  
7           lease sales in compliance with the Mineral Leas-  
8           ing Act (30 U.S.C. 181 et seq.).

9                   (B) REQUIREMENT.—The Secretary shall  
10          ensure that any oil and gas lease sale under  
11          subparagraph (A) is conducted immediately on  
12          completion of all applicable scoping, public com-  
13          ment, and environmental analysis requirements  
14          under the Mineral Leasing Act (30 U.S.C. 181  
15          et seq.) and the National Environmental Policy  
16          Act of 1969 (42 U.S.C. 4321 et seq.).

17          (2) ANNUAL LEASE SALES.—

18                   (A) IN GENERAL.—Notwithstanding any  
19          other provision of law, in accordance with the  
20          Mineral Leasing Act (30 U.S.C. 181 et seq.),  
21          beginning in fiscal year 2024, the Secretary  
22          shall conduct a minimum of 4 oil and natural  
23          gas lease sales annually in each of the following  
24          States:

25                           (i) Wyoming.

- 1 (ii) New Mexico.  
2 (iii) Colorado.  
3 (iv) Utah.  
4 (v) Montana.  
5 (vi) North Dakota.  
6 (vii) Oklahoma.  
7 (viii) Nevada.  
8 (ix) Alaska.  
9 (x) Any other State in which there is

10 land available for oil and natural gas leas-  
11 ing under that Act.

12 (B) REQUIREMENT.—In conducting a lease  
13 sale under subparagraph (A) in a State de-  
14 scribed in that subparagraph, the Secretary  
15 shall offer all parcels eligible for oil and gas de-  
16 velopment under the resource management plan  
17 in effect for the State.

18 (C) REPLACEMENT SALES.—If, for any  
19 reason, a lease sale under subparagraph (A) for  
20 a calendar year is canceled, delayed, or de-  
21 ferred, including for a lack of eligible parcels,  
22 the Secretary shall conduct a replacement sale  
23 during the same calendar year.

24 (b) OFFSHORE LEASE SALES.—

1           (1) GULF OF MEXICO REGION ANNUAL LEASE  
2 SALES.—Notwithstanding any other provision of law,  
3 beginning in fiscal year 2024, the Secretary shall  
4 conduct a minimum of 2 region-wide oil and natural  
5 gas lease sales annually in the Gulf of Mexico Re-  
6 gion of the outer Continental Shelf, which shall—

7           (A) offer the same lease form, lease terms,  
8 economic conditions, and stipulations as con-  
9 tained in the final notice of sale entitled “Gulf  
10 of Mexico Outer Continental Shelf Oil and Gas  
11 Lease Sale 257” (86 Fed. Reg. 54728 (October  
12 4, 2021)); and

13           (B) include—

14           (i) the Central Gulf of Mexico Plan-  
15 ning Area, as described in the 2017–2022  
16 Outer Continental Shelf Oil and Gas Leas-  
17 ing Proposed Final Program (November  
18 2016); and

19           (ii) the Western Gulf of Mexico Plan-  
20 ning Area, as described in the 2017–2022  
21 Outer Continental Shelf Oil and Gas Leas-  
22 ing Proposed Final Program (November  
23 2016).

24           (2) ALASKA REGION ANNUAL LEASE SALES.—  
25 Notwithstanding any other provision of law, begin-

1       ning in fiscal year 2024, the Secretary shall conduct  
2       a minimum of 2 region-wide oil and natural gas  
3       lease sales annually in the Alaska Region of the  
4       outer Continental Shelf, as described in the 2017–  
5       2022 Outer Continental Shelf Oil and Gas Leasing  
6       Proposed Final Program (November 2016).

7               (3) OUTER CONTINENTAL SHELF OIL AND GAS  
8       LEASING PROGRAM.—Section 18 of the Outer Conti-  
9       nental Shelf Lands Act (43 U.S.C. 1344) is amend-  
10      ed—

11               (A) in subsection (a), in the first sentence  
12              of the matter preceding paragraph (1), by strik-  
13              ing “subsections (c) and (d) of this section”  
14              and inserting “subsections (c) through (f)”;

15               (B) by redesignating subsections (f)  
16              through (h) as subsections (g) through (i), re-  
17              spectively;

18               (C) by inserting after subsection (e) the  
19              following:

20      “(f) SUBSEQUENT LEASING PROGRAMS.—

21               “(1) IN GENERAL.—Not later than 36 months  
22              after conducting the first lease sale under an oil and  
23              gas leasing program prepared pursuant to this sec-  
24              tion, the Secretary shall begin preparing the subse-

1       quent oil and gas leasing program under this sec-  
2       tion.

3               “(2) REQUIREMENT.—Each subsequent oil and  
4       gas leasing program under this section shall be ap-  
5       proved not later than 180 days before the expiration  
6       of the previous oil and gas leasing program.”; and

7               (D) by indenting subsection (j) (as so re-  
8       designated) appropriately.

9       (c) PROHIBITION.—

10              (1) IN GENERAL.—The President shall not,  
11       through Executive order or any other administrative  
12       procedure, unreasonably pause, cancel, delay, defer,  
13       or otherwise impede or circumvent the Federal en-  
14       ergy mineral leasing processes under the Mineral  
15       Leasing Act (30 U.S.C. 181 et seq.) or the Outer  
16       Continental Shelf Lands Act (43 U.S.C. 1331 et  
17       seq.) or a related rulemaking process required by  
18       subchapter II of chapter 5, and chapter 7, of title  
19       5, United States Code (commonly known as the  
20       “Administrative Procedure Act”), without Congres-  
21       sional approval.

22              (2) REBUTTABLE PRESUMPTION.—There shall  
23       be a rebuttable presumption that any attempt by the  
24       President to pause, cancel, delay, defer, or otherwise  
25       impede or circumvent any Federal energy mineral

1 leasing process under the Mineral Leasing Act (30  
2 U.S.C. 181 et seq.) or the Outer Continental Shelf  
3 Lands Act (43 U.S.C. 1331 et seq.) or a related  
4 rulemaking process required by subchapter II of  
5 chapter 5, and chapter 7, of title 5, United States  
6 Code (commonly known as the “Administrative Pro-  
7 cedure Act”), without Congressional approval, is a  
8 violation of the applicable law.

9 **SEC. 3. REQUIREMENT TO SUBMIT DOCUMENTS AND COM-**  
10 **MUNICATIONS.**

11 (a) **IN GENERAL.**—Not later than 60 days after the  
12 date of enactment of this Act, the Secretary shall submit  
13 to the Committee on Energy and Natural Resources of  
14 the Senate and the Committee on Natural Resources of  
15 the House of Representatives all documents and commu-  
16 nications relating to the comprehensive review of Federal  
17 oil and gas permitting and leasing practices required  
18 under section 208 of Executive Order 14008 (86 Fed.  
19 Reg. 7624 (February 1, 2021); relating to tackling the  
20 climate crisis at home and abroad).

21 (b) **INCLUSIONS.**—The submission under subsection  
22 (a) shall include all documents and communications sub-  
23 mitted to the Secretary by members of the public in re-  
24 sponse to any public meeting or forum relating to the com-  
25 prehensive review described in that subsection.