

112<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 2566

To amend the Outer Continental Shelf Lands Act to direct the Secretary of the Interior to establish and collect fees for inspections of Outer Continental Shelf facilities, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 15, 2011

Mr. MARKEY (for himself and Mr. HOLT) introduced the following bill; which was referred to the Committee on Natural Resources

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## A BILL

To amend the Outer Continental Shelf Lands Act to direct the Secretary of the Interior to establish and collect fees for inspections of Outer Continental Shelf facilities, 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 “No Free Inspections  
5       for Oil Companies Act”.

1 **SEC. 2. OCS FACILITY INSPECTION FEES.**

2 Section 22 of the Outer Continental Shelf Lands Act  
3 (43 U.S.C. 1348) is amended by adding at the end of the  
4 section the following:

5 “(g) INSPECTION FEES.—

6 “(1) ESTABLISHMENT.—The Secretary of the  
7 Interior shall establish, by rule, and collect from the  
8 operators of facilities subject to inspection under  
9 subsection (c) non-refundable fees for such inspec-  
10 tions—

11 “(A) at an aggregate level equal to the  
12 amount necessary to offset the annual expenses  
13 of inspections of outer Continental Shelf facili-  
14 ties (including mobile offshore drilling units) by  
15 the Department of the Interior; and

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

19 “(2) OCEAN ENERGY ENFORCEMENT FUND.—

20 There is established in the Treasury a fund, to be  
21 known as the ‘Ocean Energy Enforcement Fund’  
22 (referred to in this subsection as the ‘Fund’), into  
23 which shall be deposited amounts collected as fees  
24 under paragraph (1) and which shall be available as  
25 provided under paragraph (3).

1           “(3) AVAILABILITY OF FEES.—Notwithstanding  
2 section 3302 of title 31, United States Code, all  
3 amounts collected by the Secretary under this sec-  
4 tion—

5           “(A) shall be credited as offsetting collec-  
6 tions;

7           “(B) shall be available for expenditure only  
8 for purposes of carrying out inspections of  
9 outer Continental Shelf facilities (including mo-  
10 bile offshore drilling units) and the administra-  
11 tion of the inspection program under this sec-  
12 tion;

13           “(C) shall be available only to the extent  
14 provided for in advance in an appropriations  
15 Act; and

16           “(D) shall remain available until expended.

17           “(4) ANNUAL REPORTS.—

18           “(A) IN GENERAL.—Not later than 60  
19 days after the end of each fiscal year beginning  
20 with fiscal year 2011, the Secretary shall sub-  
21 mit to the Committee on Energy and Natural  
22 Resources of the Senate and the Committee on  
23 Natural Resources of the House of Representa-  
24 tives a report on the operation of the Fund dur-  
25 ing the fiscal year.

1           “(B) CONTENTS.—Each report shall in-  
2           clude, for the fiscal year covered by the report,  
3           the following:

4                   “(i) A statement of the amounts de-  
5                   posited into the Fund.

6                   “(ii) A description of the expenditures  
7                   made from the Fund for the fiscal year, in-  
8                   cluding the purpose of the expenditures.

9                   “(iii) Recommendations for additional  
10                  authorities to fulfill the purpose of the  
11                  Fund.

12                  “(iv) A statement of the balance re-  
13                  maining in the Fund at the end of the fis-  
14                  cal year.”.

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