

112TH CONGRESS  
1ST SESSION

# H. R. 3235

To amend the Mineral Leasing Act to require that a portion of amounts deposited into the general fund of the Treasury from sales, bonuses, royalties, and rentals from new mineral and geothermal lease authority be paid to States for use for the education of students in kindergarten through grade 12 and at institutions of higher education, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 14, 2011

Mr. TIPTON introduced the following bill; which was referred to the Committee on Natural Resources, and in addition to the Committee on 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

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## A BILL

To amend the Mineral Leasing Act to require that a portion of amounts deposited into the general fund of the Treasury from sales, bonuses, royalties, and rentals from new mineral and geothermal lease authority be paid to States for use for the education of students in kindergarten through grade 12 and at institutions of higher education, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Education and Energy  
3 Act of 2011”.

4 **SEC. 2. USE OF REVENUES FROM NEW MINERAL AND GEO-**  
5 **THERMAL LEASE AUTHORITY FOR PAYMENTS**  
6 **TO STATES FOR USE FOR EDUCATION.**

7 Section 35(a) of the Mineral Leasing Act (30 U.S.C.  
8 191) is amended by inserting “(1)” before the first sen-  
9 tence, and by adding at the end the following new para-  
10 graph:

11 “(2)(A) Of amounts otherwise required under  
12 paragraph (1) to be deposited into the general fund  
13 of the Treasury each fiscal year that are derived  
14 from leases for tracts located in a State, the Sec-  
15 retary shall pay to the State 33 percent for use for  
16 the education of students in grades kindergarten  
17 through grade 12 and at institutions of higher edu-  
18 cation.

19 “(B) Of the amounts otherwise required under  
20 paragraph (1) to be deposited into the general fund  
21 of the Treasury each fiscal year that are not re-  
22 quired to be used for payments under subparagraph  
23 (A) of this paragraph, the Secretary shall pay to  
24 States, in equal amounts, 17 percent for use for the  
25 education of students in grades kindergarten

1 through grade 12 and at institutions of higher edu-  
2 cation.

3 “(C)(i) Subparagraphs (A) and (B) shall apply  
4 only with respect to amounts that—

5 “(I) are received by the United States  
6 under leases entered into under authority  
7 granted to the Secretary after the date of en-  
8 actment of the Education and Energy Act of  
9 2011; and

10 “(II) exceed the amount of revenues that  
11 the Secretary of the Treasury previously esti-  
12 mated would be received under such leases in  
13 the fiscal year.

14 “(ii) In calculating estimates referred to in  
15 clause (i)(II), the Secretary of the Treasury shall  
16 consult with the Congressional Budget Office.

17 “(D) Subparagraphs (A) and (B) shall not  
18 apply with respect to amounts required by para-  
19 graph (1) to be paid into, reserved, and appro-  
20 priated, as part of the reclamation fund.”.

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