

114TH CONGRESS  
1ST SESSION

# S. 154

To amend the Act of July 31, 1947, to provide for the termination of certain mineral materials contracts.

---

IN THE SENATE OF THE UNITED STATES

JANUARY 13, 2015

Mr. HEINRICH introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

---

## A BILL

To amend the Act of July 31, 1947, to provide for the termination of certain mineral materials contracts.

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 “Mineral Materials Con-  
5 tracts Termination Act”.

6 **SEC. 2. TERMINATION OF CERTAIN MINERAL CONTRACTS.**

7 Section 2 of the Act of July 31, 1947 (commonly  
8 known as the “Materials Act of 1947”) (30 U.S.C. 602)  
9 is amended by adding at the end the following:

10 “(b) **TERMINATION OF CONTRACT.**—

1           “(1) IN GENERAL.—If the holder of a valid  
2 mineral materials contract entered into under this  
3 Act (referred to in this subsection as the ‘contract’)  
4 submits to the Secretary a request to terminate the  
5 contract before production is initiated under the con-  
6 tract and before any surface disturbance has oc-  
7 curred under the contract, the Secretary may—

8                   “(A) terminate the contract; and

9                   “(B) return to the contract holder any bid  
10 deposit and performance bond paid by the con-  
11 tract holder to the Bureau of Land Manage-  
12 ment under the contract.

13           “(2) ACCEPTANCE OF PAYMENT.—Acceptance  
14 of an amount returned under paragraph (1)(B) by  
15 the contract holder shall constitute—

16                   “(A) a full and final settlement of the con-  
17 tract; and

18                   “(B) an agreement on the part of the con-  
19 tract holder not to bring a civil action against  
20 the United States with respect to the con-  
21 tract.”.

○