

AMENDMENT TO H.R. 1449, AS REPORTED
OFFERED BY MS. OCASIO-CORTEZ OF NEW YORK

Page 4, strike lines 5 through 23 and insert the following:

1 “(h) EFFECT OF PENDING CIVIL ACTIONS ON PROC-
2 ESSING APPLICATIONS RELATED TO GEOTHERMAL LEAS-
3 ING.—

4 “(1) REQUIREMENT TO PROCESS APPLICA-
5 TIONS.—Notwithstanding the existence of any pend-
6 ing civil action that affects an application for a geo-
7 thermal drilling permit, sundry notice, notice to pro-
8 ceed, right-of-way, or any other authorization under
9 a valid existing geothermal lease, the Secretary shall,
10 unless a United States Federal court vacates or pro-
11 vides injunctive relief for the applicable geothermal
12 lease, geothermal drilling permit, sundry notice, no-
13 tice to proceed, right-of-way, or other authorization,
14 approve and issue, or deny, each such application
15 not later than 60 days after completing all require-
16 ments under applicable Federal laws and regula-
17 tions, including the National Environmental Policy
18 Act of 1969, the Endangered Species Act of 1973,

1 and division A of subtitle III of title 54, United
2 States Code.

3 “(2) NO NEW AUTHORITY FOR FEDERAL
4 COURTS.—Nothing in this subsection shall be con-
5 strued as modifying any existing authority of a Fed-
6 eral court to vacate or provide injunctive relief for
7 a geothermal lease, geothermal drilling permit, sun-
8 dry notice, notice to proceed, right-of-way, or other
9 authorization.

10 “(3) DEFINITION OF AUTHORIZATION.—In this
11 subsection, the term ‘authorization’ means any li-
12 cense, permit, approval, finding, determination, or
13 other administrative decision issued by a Federal
14 agency, or any interagency consultation, that is re-
15 quired or authorized under Federal law or regula-
16 tions in order to site, construct, reconstruct, or com-
17 mence operations of a geothermal project adminis-
18 tered by a Federal agency.”.

