

**AMENDMENT TO THE RULES COMMITTEE PRINT  
FOR H.R. 8  
OFFERED BY MR. GOSAR OF ARIZONA**

At the end of the bill, add the following new title:

1       **TITLE VII—OTHER MATTERS**

2       **SEC. 7001. DEFINITIONS.**

3       In this title:

4           (1) COVERED CIVIL ACTION.—The term “cov-  
5       ered civil action” means a civil action containing a  
6       claim under section 702 of title 5, United States  
7       Code, regarding agency action (as defined for the  
8       purposes of that section) affecting a covered energy  
9       project on Federal land.

10          (2) COVERED ENERGY PROJECT.—

11           (A) IN GENERAL.—The term “covered en-  
12       ergy project” means—

13           (i) the leasing of Federal land for the  
14       exploration, development, production, produc-  
15       tion, or transmission of oil, natural gas,  
16       coal, geothermal, hydroelectric, biomass,  
17       solar, or any other source of energy; and

18           (ii) any action under the lease.

1 (B) EXCLUSION.—The term “covered en-  
2 energy project” does not include any dispute be-  
3 tween the parties to a lease regarding the obli-  
4 gations under the lease, including any alleged  
5 breach of the lease.

6 **SEC. 7002. EXCLUSIVE VENUE FOR CERTAIN CIVIL ACTIONS**  
7 **RELATING TO COVERED ENERGY PROJECTS.**

8 Venue for any covered civil action shall lie in the  
9 United States district court in which the covered energy  
10 project or lease exists or is proposed.

11 **SEC. 7003. TIMELY FILING.**

12 To ensure timely redress by the courts, a covered civil  
13 action shall be filed not later than the end of the 90-day  
14 period beginning on the date of the final Federal agency  
15 action to which the covered civil action relates.

16 **SEC. 7004. EXPEDITION IN HEARING AND DETERMINING**  
17 **THE ACTION.**

18 The court shall endeavor to hear and determine any  
19 covered civil action as expeditiously as practicable.

20 **SEC. 7005. LIMITATION ON INJUNCTION AND PROSPECTIVE**  
21 **RELIEF.**

22 (a) IN GENERAL.—In a covered civil action, a court  
23 shall not grant or approve any prospective relief unless  
24 the court finds that the relief—

25 (1) is narrowly drawn;

1           (2) extends no further than necessary to correct  
2           the violation of a legal requirement; and

3           (3) is the least intrusive means necessary to  
4           correct the violation.

5           (b) DURATION.—

6           (1) IN GENERAL.—A court shall limit the dura-  
7           tion of preliminary injunctions to halt covered en-  
8           ergy projects to not more than 60 days, unless the  
9           court finds clear reasons to extend the injunction.

10          (2) ADMINISTRATION.—In the case of an exten-  
11          sion, the extension shall—

12                   (A) only be in 30-day increments; and

13                   (B) require action by the court to renew  
14                   the injunction.

15          (a) IN GENERAL.—Sections 504 of title 5 and 2412  
16          of title 28, United States Code (commonly known as the  
17          “Equal Access to Justice Act”), shall not apply to a cov-  
18          ered civil action.

19          (b) COURT COSTS.—A party to a covered civil action  
20          shall not receive payment from the Federal Government  
21          for the attorneys’ fees, expenses, or other court costs in-  
22          curred by the party.

23          **SEC. 7006. LEGAL STANDING.**

24          A challenger that files an appeal with the Department  
25          of the Interior Board of Land Appeals shall meet the same

- 1 standing requirements as a challenger before a United
- 2 States district court.

