

**AMENDMENT TO RULES COMMITTEE PRINT FOR
H.R. 2231
OFFERED BY MS. JACKSON LEE OF TEXAS**

Add at the end the following:

1 **TITLE _____—DEFICIT REDUC-**
2 **TION, JOB CREATION, AND**
3 **ENERGY SECURITY**

4 **SEC. __01. SHORT TITLE.**

5 This title may be cited as the “Deficit Reduction, Job
6 Creation, and Energy Security Act”.

7 **SEC. __02. FINDINGS.**

8 The Congress finds and declares the following:

9 (1) The Nation is currently experiencing a na-
10 tional employment emergency, and urgent action is
11 needed to put Americans back to work in well-paid,
12 long-term jobs.

13 (2) The Federal Government distributed over
14 \$10,000,000,000 to Federal, State, and Indian ac-
15 counts from energy production during fiscal year
16 2009, primarily from oil and natural gas production.

17 (3) The domestic oil and natural gas industry
18 is responsible for approximately 9.2 million jobs.

1 (4) The approximately 43 million leased Outer
2 Continental Shelf acres currently account for about
3 15 percent of America's domestic natural gas pro-
4 duction and about 27 percent of America's domestic
5 oil production.

6 (5) The leasing of these domestic offshore areas
7 for oil and natural gas development provides signifi-
8 cant economic benefits to the Federal Government,
9 as well as to States and localities, through the cre-
10 ation and sustenance of jobs and domestic product.

11 (6) The Department of the Interior's Bureau of
12 Ocean Energy Management currently has authorities
13 under the Outer Continental Shelf Lands Act (43
14 U.S.C. 1331 et seq.) and related laws that can be
15 effectively utilized to create jobs and revitalize the
16 Nation's economy.

17 (7) Effective and expedited development of Gulf
18 of Mexico oil and natural gas resources could gen-
19 erate thousands of new jobs, many of which could be
20 created almost immediately.

21 (8) The coastal regions of the United States
22 have high productivity and contribute approximately
23 50 percent of the gross domestic product of the
24 United States.

1 (9) The economies and social structure of many
2 communities are dependent on resources from ocean,
3 coastal, and Great Lakes ecosystems.

4 (10) Supporting science, research, monitoring,
5 modeling, forecasting, exploration, and assessment
6 will continue to improve our understanding of the
7 ocean, coastal, and Great Lakes ecosystems as well
8 as their long-term economic sustainability.

9 (11) Safeguarding these ecosystems is crucial to
10 protecting the environment and waters of the United
11 States.

12 (12) The growth of our energy domestic re-
13 sources is vital to America's national security.

14 **SEC. 03. PURPOSES.**

15 The purposes of this title are the following:

16 (1) Require the Secretary of the Interior to uti-
17 lize its authorities regarding the leasing and develop-
18 ment of offshore oil and gas resources to accelerate
19 job creation and economic revitalization to the fullest
20 extent practicable, taking into account the Depart-
21 ment of the Interior's responsibilities regarding con-
22 servation, safety, and protection of the environment.

23 (2) Promote expansion of domestic employment
24 opportunities.

1 (3) Respond to the Nation’s increased need for
2 domestic oil and natural gas resources.

3 (4) Support the utilization of the Outer Conti-
4 nental Shelf for oil and gas production and trans-
5 mission.

6 (5) Protect, conserve, restore, and understand
7 the oceans, coasts, and Great Lakes of the United
8 States, ensuring present and future generations will
9 benefit from the full range of ecological, economic,
10 educational, social, cultural, nutritional, and rec-
11 reational opportunities and services those resources
12 are capable of providing.

13 (6) Confirm and ensure the validity of appro-
14 priate oil and gas leases issued under the Final
15 Outer Continental Shelf Oil and Gas Leasing Pro-
16 gram, 2007–2012.

17 (7) Ensure the continued leasing of Outer Con-
18 tinental Shelf areas pursuant to the Final Outer
19 Continental Shelf Oil and Gas Leasing Program,
20 2007–2012.

21 **SEC. __04. DEFINITIONS.**

22 In this title:

23 (1) The term “Act” means the Outer Conti-
24 nental Shelf Lands Act (43 U.S.C. 1331 et seq.).

1 (2) The term “coastal State” has the same
2 meaning that the term “coastal state” has in the
3 Coastal Zone Management Act of 1972 (16 U.S.C.
4 1451 et seq.).

5 (3) The term “DRES Fund” means the Deficit
6 Reduction Energy Security Fund.

7 (4) The term “COSH Fund” means the Coastal
8 and Ocean Sustainability and Health Fund estab-
9 lished by section __12.

10 (5) The term “program” means a Final Outer
11 Continental Shelf Oil and Gas Leasing Program
12 issued under section 18 of the Act (43 U.S.C. 1344).

13 (6) The term “Secretary” means the Secretary
14 of Commerce, acting through the National Oceanic
15 and Atmospheric Administration.

16 (7) Other terms shall have the same meaning
17 such terms have under the Act.

18 **Subtitle A—Deficit Reduction** 19 **Energy Security**

20 **SEC. __11. DEFICIT REDUCTION ACREAGE.**

21 (a) IN GENERAL.—The Secretary of the Interior shall
22 include in the oil and gas leasing program issued under
23 section 103, in addition to the acreage otherwise required
24 to be leased under this Act, additional acreage of the outer
25 Continental Shelf (as that term is used in the Outer Conti-

1 nental Shelf Lands Act (43 U.S.C. 1331 et seq.)) that
2 total 10 percent of the acreage proposed to be leased
3 under the Proposed Outer Continental Shelf Oil and Gas
4 Leasing Program for 2012–2017 issued by the Depart-
5 ment of the Interior. The acreage for which lease sales
6 are required under this section shall be known as the Def-
7 icit Reduction Acreage.

8 (b) ANNUAL REQUIREMENT.—In each year in the pe-
9 riod covered by the leasing program under section 103,
10 the Secretary shall lease 20 percent of the Deficit Reduc-
11 tion Acreage.

12 **SEC. 12. DEFICIT REDUCTION ENERGY SECURITY FUND**
13 **AND COASTAL AND OCEAN SUSTAINABILITY**
14 **AND HEALTH FUND.**

15 (a) DEFICIT REDUCTION ENERGY SECURITY
16 FUND.—

17 (1) IN GENERAL.—There is hereby established
18 in the Treasury a separate account to be known as
19 the Deficit Reduction Energy Security Fund, con-
20 sisting of such amounts as may be appropriated or
21 credited to it.

22 (2) DEPOSIT OF DEFICIT REDUCTION ACREAGE
23 LEASE REVENUES.—

24 (A) IN GENERAL.—Except as provided in
25 subparagraph (C), all rentals, royalties, bonus

1 bids, and other sums due and payable to the
2 United States under Deficit Reduction Acreage
3 lease sales during the 15-fiscal-year period be-
4 ginning with the first fiscal year in which such
5 sums are received by the United States shall be
6 deposited in the DRES fund.

7 (B) HOLDING OF OIL AND GAS REVE-
8 NUES.—Any amount deposited into the DRES
9 Fund under subparagraph (A)—

10 (i) shall remain in DRES Fund and
11 be invested in accordance with paragraph
12 (2) until the end of the second full fiscal
13 year after the amount is deposited into the
14 DRES Fund; and

15 (ii) upon the end of such fiscal year,
16 shall be transferred to the general fund
17 and applied solely to reduce the annual
18 Federal budget deficit.

19 (C) PAYMENTS TO STATES NOT AF-
20 FECTED.—this title shall not affect any require-
21 ment under other law to pay to States amounts
22 received by the United States as such royalties,
23 bonus bids, and other sums due and payable to
24 the United States.

25 (3) INVESTMENT.—

1 (A) IN GENERAL.—Amounts in the DRES
2 Fund shall be invested by the Secretary of the
3 Treasury in accordance with section 9602 of
4 the Internal Revenue Code of 1986.

5 (B) INCLUSION OF INTEREST IN DRES
6 FUND.—All interest earned on, and the pro-
7 ceeds from the sale or redemption of, any obli-
8 gations held in the DRES Fund—

9 (i) shall be credited to and form part
10 of the DRES Fund; and

11 (ii) shall remain in the DRES Fund
12 until transferred under paragraph (4),
13 without regard to paragraph (2)(B)(ii).

14 (4) TRANSFER OF INTEREST TO COASTAL AND
15 OCEAN SUSTAINABILITY AND HEALTH FUND.—Upon
16 the transfer of an amount under paragraph
17 (2)(B)(ii), the interest earned on such amount shall
18 be transferred to the Coastal and Ocean Sustain-
19 ability and Health Fund established under sub-
20 section (b).

21 (b) COASTAL AND OCEAN SUSTAINABILITY AND
22 HEALTH FUND.—

23 (1) IN GENERAL.—There is hereby established
24 in the Treasury a separate account to be known as
25 the Coastal and Ocean Sustainability and Health

1 Fund, consisting of such amounts of interest as are
2 transferred to it under subsection (a)(5).

3 (2) AVAILABILITY.—To the extent provided in
4 advance in appropriations Acts, of the amounts
5 transferred to the COSH Fund under subsection
6 (a)(5) each fiscal year—

7 (A) not more than 5 percent shall be allo-
8 cated to the Secretary of Commerce to admin-
9 ister this subtitle; and

10 (B) the remainder shall be allocated to the
11 Secretary of Commerce until expended and
12 without fiscal year limitation, for use for—

13 (i) the Coastal and Ocean Disaster
14 Grant Program under section __12; and

15 (ii) the National Grant Program
16 under section __13.

17 (3) ALLOCATION OF FUNDING FOR GRANT PRO-
18 GRAMS.—Of amounts available under paragraph
19 (2)(B), the Secretary of Commerce shall allocate—

20 (A) 40 percent for the Coastal and Ocean
21 Disaster Grant Program under section __13, of
22 which—

23 (i) 50 percent shall be allocated equal-
24 ly among impacted coastal States;

1 (ii) 20 percent shall be allocated based
2 on intensity of impact of disasters on im-
3 pacted coastal States;

4 (iii) 15 percent shall be allocated
5 based on tidal shorelines of impacted
6 coastal States; and

7 (iv) 15 percent of the funds shall be
8 allocated based on the coastal population
9 of impacted coastal States.

10 (B) 60 percent for the National Grant
11 Program for Coastal and Ocean Sustainability
12 and Health under section __14, of which—

13 (i) 50 percent shall be allocated to
14 coastal States;

15 (ii) 50 percent shall be allocated to
16 any State, local, territory, and tribal gov-
17 ernments, institutions of higher learning,
18 and nonprofit and for-profit organizations
19 that may receive and expend Federal funds
20 as legal entities; and

21 (iii) no more than 10 percent of the
22 total amount of funds available shall be al-
23 located to a single State or entity in a fis-
24 cal year.

1 (c) GENERAL ADMINISTRATIVE CHARGES PROHIB-
2 ITED.—Grants issued under this title shall not be subject
3 to a general administrative charge.

4 (d) REDEPOSIT OF UNUSED FUNDS.—Any funds
5 provided as a grant under this subtitle that are not used
6 by the grantee by the end of the fiscal year following the
7 first fiscal year for which they were allocated shall be rede-
8 posited into the COSH Fund and be reallocated in accord-
9 ance with this section.

10 **SEC. __13. COASTAL AND OCEAN DISASTER GRANT PRO-**
11 **GRAM.**

12 (a) IN GENERAL.—The Secretary of Commerce shall
13 use amounts allocated under section __12(b)(2)(B)(i) to
14 make grants to coastal States and Indian tribes impacted
15 by coastal or ocean disasters for the purposes of restoring,
16 mitigating, monitoring, or otherwise managing coastal and
17 ocean natural resources impacted by such disasters.

18 (b) ELIGIBILITY.—

19 (1) FIRST 5 YEARS.—During the 5-fiscal year
20 period beginning with the first fiscal year for which
21 amounts are available for grants under this section,
22 a coastal State or Indian tribe shall be eligible for
23 a grant under this section only if—

1 (A) it is one of the States of Texas, Lou-
2 isiana, Mississippi, Alabama, and Florida, or an
3 Indian tribe in such State; or

4 (B) it is determined by the Secretary, in
5 that period, to be a coastal State that has been
6 impacted by a coastal or ocean disaster.

7 (2) AFTER FIRST 5 YEARS.—After the end of
8 such 5-fiscal-year period, if the Secretary determines
9 for a fiscal year that there is no coastal State that
10 has been so impacted, the amount allocated for that
11 fiscal year for grants under this section shall be
12 added to the amounts allocated for that fiscal year
13 under section 102(b)(2)(B)(ii) for the National
14 Grant Program for Coastal and Ocean Sustainability
15 and Health.

16 (3) LIMITATION.—A coastal State or Indian
17 tribe shall not be eligible for a grant under this sec-
18 tion if it is receiving assistance under another Fed-
19 eral law for an activity described in section __15(b)
20 conducted for a purpose referred to in subsection
21 (a).

22 **SEC. __14. NATIONAL GRANT PROGRAM FOR COASTAL AND**
23 **OCEAN SUSTAINABILITY AND HEALTH.**

24 (a) IN GENERAL.—The Secretary of Commerce shall
25 use amounts allocated under section __12(b)(2)(B)(ii) (in-

1 cluding amounts added under section __13(b)(2)) to make
2 grants to coastal States that are eligible under subsection
3 (b).

4 (b) ELIGIBILITY.—To be eligible for a grant under
5 this section, a person—

6 (1) must be—

7 (A) a coastal State that has a management
8 program approved by the Secretary under sec-
9 tion 306 of the Coastal Zone Management Act
10 of 1972 (16 U.S.C. 1455); or

11 (B) a State, local, territory, or tribal gov-
12 ernment, institution of higher learning, or non-
13 profit or and for-profit organization that may
14 receive and expend Federal funds as a legal en-
15 tity; and

16 (2) must submit to the Secretary a multiyear
17 plan for use of the grant that—

18 (A) specifies how the grant funds will be
19 allocated;

20 (B) is sufficiently flexible to allow the
21 coastal State to respond to emerging needs; and

22 (C) is approved by the Secretary.

23 **SEC. __15. ELIGIBLE USES OF GRANTS.**

24 (a) IN GENERAL.—Amounts provided as a grant
25 under this subtitle shall be used for activities described

1 in subsection (b) that are intended to restore, protect,
2 maintain, manage, or understand marine resources and
3 their habitats and resources in coastal and ocean waters,
4 including baseline scientific research and other activities
5 carried out in coordination with Federal and State depart-
6 ments or agencies, that are consistent with Federal envi-
7 ronmental laws, and that avoid environmental degrada-
8 tion.

9 (b) INCLUDED ACTIVITIES.—Activities referred to in
10 subsection (a) include—

11 (1) coastal management planning and imple-
12 mentation under the Coastal Zone Management Act
13 of 1972;

14 (2) coastal and estuarine land protection, in-
15 cluding the protection of the environmental integrity
16 of important coastal and estuarine areas, such as
17 wetlands and forests, that have significant conserva-
18 tion, recreation, ecological, historical, or aesthetic
19 values, or that are threatened by conversion to other
20 uses;

21 (3) efforts to protect and manage living marine
22 resources, including fisheries, coral reefs, research,
23 management, and enhancement;

24 (4) programs, activities, and new technology de-
25 signed to improve or complement the management

1 and mission of national marine sanctuaries, marine
2 monuments, national estuarine research reserves,
3 and marine protected areas;

4 (5) mitigation, restoration, protection, and relo-
5 cation of coastal communities threatened by the im-
6 pacts of climate change;

7 (6) mitigation of the effects of offshore activi-
8 ties, including environmental restoration;

9 (7) efforts to acquire, protect and restore coast-
10 al lands and wetlands, and to restore or prevent
11 damage to wetlands in the coastal zone, coastal estu-
12 aries, and lands, life, and property in the coastal
13 zone;

14 (8) management of non-point sources of coastal
15 and marine pollution;

16 (9) long-term coastal and ocean research and
17 education, monitoring, and natural resource manage-
18 ment;

19 (10) regional multi-State management efforts
20 designed to manage, protect, or restore the coastal
21 zone and ocean resources; or

22 (11) management and administration of author-
23 ized activities.

1 **SEC. __16. GRANT APPLICATION.**

2 A person seeking a grant under this subtitle shall
3 submit to the Secretary an application at such time, in
4 such manner, and containing such information as the Sec-
5 retary determines to be appropriate.

6 **Subtitle B—Timely Issuance of**
7 **Offshore Oil and Gas Leases**

8 **SEC. __21. EFFECTIVE AND EFFICIENT ENVIRONMENTAL**
9 **REVIEW.**

10 (a) **COMPLETION OF ANALYSES FOR LEASE**
11 **SALES.**—The Secretary shall, to the maximum extent
12 practicable, complete all analyses, processes, and proce-
13 dures required by section 18 of the Outer Continental
14 Shelf Lands Act (43 U.S.C. 1344) or under the National
15 Environmental Policy Act of 1969 (42 U.S.C. 4321 et
16 seq.; referred to in this section as “NEPA”), in connection
17 with exploration and development under any lease to be
18 offered for sale under this title, prior to the annual lease
19 sale in which such lease is first offered.

20 (b) **TREATMENT OF SECRETARY’S ACTIONS.**—Not-
21 withstanding the provisions of any other law, the Sec-
22 retary’s actions, after any initial lease sale, in approving
23 and enforcing safety requirements and spill prevention and
24 response requirements in individual plans or permits shall
25 be deemed to be actions for the purpose of conserving and

1 protecting the environment that are not subject to NEPA
2 review requirements.

3 **Subtitle C—Office of Energy Em-**
4 **ployment and Training and Of-**
5 **ice of Minority and Women In-**
6 **clusion**

7 **SEC. 31. ESTABLISHMENT OF OFFICE OF ENERGY EM-**
8 **PLOYMENT AND TRAINING.**

9 (a) ESTABLISHMENT.—The Secretary of the Interior
10 shall establish in the Bureau of Ocean Energy Manage-
11 ment, Regulation, and Enforcement an Office of Energy
12 Employment and Training, which shall oversee the efforts
13 of the Department of the Interior’s energy planning, per-
14 mitting, and regulatory activities to carry out the pur-
15 poses, objectives, and requirements of this title.

16 (b) DIRECTOR.—

17 (1) IN GENERAL.—The Office shall be directed
18 by an Assistant Secretary for Energy Employment
19 and Training, who shall report directly to the Sec-
20 retary and shall be fully employed to carry out the
21 functions of the Office.

22 (2) DUTIES.—The Assistant Secretary for En-
23 ergy Employment and Training shall perform the
24 following functions:

1 (A) Develop and implement systems to
2 track the Department's compliance with the
3 purposes, objectives, and requirements of this
4 title.

5 (B) Report at least quarterly to the Sec-
6 retary regarding the Department's compliance
7 with the purposes, objectives, and requirements
8 of this title, including but not limited to specific
9 data regarding the numbers and types of jobs
10 created through the Department's efforts and a
11 report on all job training programs planned or
12 in progress by the Department.

13 (C) Design and recommend to the Sec-
14 retary programs and policies aimed at ensuring
15 the Department's compliance with the purposes,
16 objectives, and requirements of this title, and
17 oversee implementation of such programs ap-
18 proved by the Secretary.

19 (D) Develop procedures for enforcement of
20 the Department's requirements and responsibil-
21 ities under this title.

22 (E) Support the activities of the Office of
23 Minority and Women Inclusion and any other
24 offices or branches established by the Secretary

1 within the Office of Energy Employment and
2 Training.

3 (F) Assist the Secretary in complying with
4 the reporting requirements of subtitle D of this
5 title.

6 **SEC. 32. OFFICE OF MINORITY AND WOMEN INCLUSION.**

7 (a) OFFICE OF MINORITY AND WOMEN INCLU-
8 SION.—

9 (1) ESTABLISHMENT.—The Secretary of the In-
10 terior shall establish an Office of Minority and
11 Women Inclusion not later than 6 months after the
12 effective date of this Act, that shall be responsible
13 for all matters of the Department of the Interior re-
14 lating to diversity in management, employment, and
15 business activities.

16 (2) TRANSFER OF RESPONSIBILITIES.—The
17 Secretary of the Interior shall ensure that the re-
18 sponsibilities described in paragraph (1) (or com-
19 parable responsibilities) that are assigned to any
20 other office, agency, or bureau of the Department on
21 the day before the date of enactment of this Act are
22 transferred to the Office of Minority and Women In-
23 clusion.

24 (3) DUTIES WITH RESPECT TO CIVIL RIGHTS
25 LAWS.—The responsibilities described in paragraph

1 (1) do not include enforcement of statutes, regula-
2 tions, or executive orders pertaining to civil rights,
3 except each Director shall coordinate with the Sec-
4 retary, or the designee of the Secretary, regarding
5 the design and implementation of any remedies re-
6 sulting from violations of such statutes, regulations,
7 or executive orders.

8 (b) DIRECTOR.—

9 (1) IN GENERAL.—The Office shall have a Di-
10 rector who shall be appointed by, and shall report to,
11 the Secretary of the Interior. The position of Direc-
12 tor shall be a career reserved position in the Senior
13 Executive Service, as that position is defined in sec-
14 tion 3132 of title 5, United States Code, or an
15 equivalent designation.

16 (2) DUTIES.—The Director shall develop stand-
17 ards for—

18 (A) equal employment opportunity and the
19 racial, ethnic, and gender diversity of the work-
20 force and senior management of the Depart-
21 ment;

22 (B) increased participation of minority-
23 owned and women-owned businesses in the pro-
24 grams and contracts of the Department, includ-

1 ing standards for coordinating technical assist-
2 ance to such businesses; and

3 (C) assessing the diversity policies and
4 practices of entities regulated by the Depart-
5 ment.

6 (3) OTHER DUTIES.—The Director shall advise
7 the Secretary of the Interior on the impact of the
8 policies and regulations of the Department on mi-
9 nority-owned and women-owned businesses.

10 (4) RULE OF CONSTRUCTION.—Nothing in
11 paragraph (2)(C) may be construed to mandate any
12 requirement on or otherwise affect the lending poli-
13 cies and practices of any regulated entity, or to re-
14 quire any specific action based on the findings of the
15 assessment.

16 (c) INCLUSION IN ALL LEVELS OF BUSINESS ACTIVI-
17 TIES.—

18 (1) IN GENERAL.—The Director shall develop
19 and implement standards and procedures to ensure,
20 to the maximum extent possible, the fair inclusion
21 and utilization of minorities, women, and minority-
22 owned and women-owned businesses in all business
23 and activities of the Department at all levels, includ-
24 ing in procurement, insurance, and all types of con-
25 tracts.

1 (2) CONTRACTS.—The procedures established
2 by the Department for review and evaluation of con-
3 tract proposals and for hiring service providers shall
4 include, to the extent consistent with applicable law,
5 a component that gives consideration to the diversity
6 of the applicant. Such procedure shall include a
7 written statement, in a form and with such content
8 as the Director shall prescribe, that a contractor
9 shall ensure, to the maximum extent possible, the
10 fair inclusion of women and minorities in the work-
11 force of the contractor and, as applicable, sub-
12 contractors.

13 (3) TERMINATION.—

14 (A) DETERMINATION.—The standards and
15 procedures developed and implemented under
16 this subsection shall include a procedure for the
17 Director to make a determination whether a
18 Department contractor, and, as applicable, a
19 subcontractor has failed to make a good faith
20 effort to include minorities and women in their
21 workforce.

22 (B) EFFECT OF DETERMINATION.—

23 (i) RECOMMENDATION TO SEC-
24 RETARY.—Upon a determination described
25 in subparagraph (A), the Director shall

1 make a recommendation to the Secretary
2 that the contract be terminated.

3 (ii) ACTION BY SECRETARY.—Upon
4 receipt of a recommendation under clause
5 (i), the Secretary may—

6 (I) terminate the contract;

7 (II) make a referral to the Office
8 of Federal Contract Compliance Pro-
9 grams of the Department of Labor; or

10 (III) take other appropriate ac-
11 tion.

12 (d) REPORTS.—The Secretary shall submit to Con-
13 gress an annual report regarding the actions taken by the
14 Department of the Interior agency and the Office pursu-
15 ant to this section, which shall include—

16 (1) a statement of the total amounts paid by
17 the Department to contractors since the previous re-
18 port;

19 (2) the percentage of the amounts described in
20 paragraph (1) that were paid to contractors de-
21 scribed in subsection (c)(1);

22 (3) the successes achieved and challenges faced
23 by the Department in operating minority and women
24 outreach programs;

1 (4) the challenges the Department may face in
2 hiring minority and women employees and con-
3 tracting with minority-owned and women-owned
4 businesses; and

5 (5) any other information, findings, conclusions,
6 and recommendations for legislative or Department
7 action, as the Director determines appropriate.

8 (e) DIVERSITY IN DEPARTMENT WORKFORCE.—The
9 Secretary shall take affirmative steps to seek diversity in
10 the workforce of the Department at all levels of the De-
11 partment in a manner consistent with applicable law. Such
12 steps shall include—

13 (1) recruiting at historically black colleges and
14 universities, Hispanic-serving institutions, women’s
15 colleges, and colleges that typically serve majority
16 minority populations;

17 (2) sponsoring and recruiting at job fairs in
18 urban communities;

19 (3) placing employment advertisements in news-
20 papers and magazines oriented toward minorities
21 and women;

22 (4) partnering with organizations that are fo-
23 cused on developing opportunities for minorities and
24 women to be placed in energy industry internships,
25 summer employment, and full-time positions;

1 (5) where feasible, partnering with inner-city
2 high schools, girls' high schools, and high schools
3 with majority minority populations to establish or
4 enhance financial literacy programs and provide
5 mentoring; and

6 (6) any other mass media communications that
7 the Office determines necessary.

8 (f) DEFINITIONS.—For purposes of this section, the
9 following definitions shall apply:

10 (1) MINORITY.—The term “minority” means
11 United States citizens who are Asian Indian Amer-
12 ican, Asian Pacific American, Black American, His-
13 panic American, or Native American.

14 (2) MINORITY-OWNED BUSINESS.—The term
15 “minority-owned business” means a for-profit enter-
16 prise, regardless of size, physically located in the
17 United States or its trust territories, which is
18 owned, operated, and controlled by minority group
19 members. “Minority group members” are United
20 States citizens who are Asian Indian American,
21 Asian Pacific American, Black American, Hispanic
22 American, or Native American (terminology in
23 NMSDC categories). Ownership by minority individ-
24 uals means the business is at least 51 percent owned
25 by such individuals or, in the case of a publicly

1 owned business, at least 51 percent of the stock is
2 owned by one or more such individuals. Further, the
3 management and daily operations are controlled by
4 those minority group members. For purposes of
5 NMSDC's program, a minority group member is an
6 individual who is a United States citizen with at
7 least 1/4 or 25 percent minimum (documentation to
8 support claim of 25 percent required from applicant)
9 of one or more of the following:

10 (A) Asian Indian American, which is a
11 United States citizen whose origins are from
12 India, Pakistan, or Bangladesh.

13 (B) Asian Pacific American, which is a
14 United States citizen whose origins are from
15 Japan, China, Indonesia, Malaysia, Taiwan,
16 Korea, Vietnam, Laos, Cambodia, the Phil-
17ippines, Thailand, Samoa, Guam, the United
18 States Trust Territories of the Pacific, or the
19 Northern Marianas.

20 (C) Black American, which is a United
21 States citizen having origins in any of the Black
22 racial groups of Africa.

23 (D) Hispanic American, which is a United
24 States citizen of true-born Hispanic heritage,
25 from any of the Spanish-speaking areas of the

1 following regions: Mexico, Central America,
2 South America, and the Caribbean Basin only.

3 (E) Native American, which is a person
4 who is an American Indian, Eskimo, Aleut or
5 Native Hawaiian, and regarded as such by the
6 community of which the person claims to be a
7 part. Native Americans must be documented
8 members of a North American tribe, band, or
9 otherwise organized group of native people who
10 are indigenous to the continental United States
11 and proof can be provided through a Native.

12 (3) NMSDC.—The term “NMSDC” means the
13 National Minority Supplier Development Council.

14 (4) OFFICE.—The term “Office” means the Of-
15 fice of Minority and Women Inclusion established
16 under subsection (a).

17 (5) WOMEN-OWNED BUSINESS.—The term
18 “women-owned business” means a business that can
19 verify through evidence documentation that 51 per-
20 cent or more is women-owned, managed, and con-
21 trolled. The business must be open for at least 6
22 months. The business owner must be a United
23 States citizen or legal resident alien. Evidence must
24 indicate that—

1 (A) the contribution of capital or expertise
2 by the woman business owner is real and sub-
3 stantial and in proportion to the interest owned;

4 (B) the woman business owner directs or
5 causes the direction of management, policy, fis-
6 cal, and operational matters; and

7 (C) the woman business owner has the
8 ability to perform in the area of specialty or ex-
9 pertise without reliance on either the finances
10 or resources of a firm that is not owned by a
11 woman.

12 **Subtitle D—Miscellaneous** 13 **Provisions**

14 **SEC. 41. REPORTING.**

15 Within 12 months of the effective date of this Act
16 and annually thereafter, the Secretary of the Interior, in
17 consultation with the Assistant Secretary for Energy Em-
18 ployment and Training, shall submit a report to Congress
19 on the Department's compliance with the requirements of
20 subtitle C, including but not limited to specific information
21 regarding the numbers and types of jobs created through
22 the Department of the Interior's efforts, the results of the
23 Department's efforts to enhance the quality and efficiency
24 of planning and permitting processes, and of any actions

- 1 taken to increase total production and to encourage pro-
- 2 duction early in lease terms.

