

AMENDMENT TO H.R. 3221
OFFERED BY MR. GRIJALVA OF ARIZONA

In title VII, at the end of subtitle A add the following:

1 **SEC. ____ . LIMITATION OF REBUTTABLE PRESUMPTION RE-**
2 **GARDING APPLICATION OF CATEGORICAL**
3 **EXCLUSION UNDER NEPA FOR OIL AND GAS**
4 **EXPLORATION AND DEVELOPMENT ACTIVI-**
5 **TIES.**

6 Section 390 of the Energy Policy Act of 2005 (Public
7 Law 109–58; 42 U.S.C. 15942) is amended—

8 (1) in subsection (b)(3), by inserting “, other
9 than at such a location or site in an area that is cru-
10 cial wildlife habitat or a significant wildlife corridor”
11 after “activity” ; and

12 (2) by adding at the end the following:

13 “(c) **ADHERENCE TO CEQ REGULATIONS.**—In ad-
14 ministering this section, the Secretary of the Interior in
15 managing the public lands, and the Secretary of Agri-
16 culture in managing National Forest System lands, shall
17 adhere to the regulations issued by the Council on Envi-
18 ronmental Quality relating to categorical exclusions (40

1 C.F.R. 1507.3 and 1508.4), as in effect on the date of
2 enactment of this Act.”.