



ENERGY POLICY ACT OF 2005 TIMELINES

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Title III – Oil & Gas Implementation Milestones

This document identifies milestone activities for this title of the Energy Policy Act of 2005 that are likely to be relevant to the Edison Electric Institute and its member companies. Other milestone requirements can be found under other title timelines or timelines organized by agency or issue.

As soon as practicable after enactment:

[Leasing/Royalties](#)

- **DOI Oil & Gas Regulations:** The Secretary shall issue regulations for competitive leasing of oil and gas in the National Petroleum Reserve in Alaska. §347

30 days after enactment (Sept. 7, 2005):

[LNG](#)

- **States LNG Report:** A State agency has 30 days after enactment to file an advisory report related to any applications pending at FERC as of the date of enactment. §311

45 days after enactment (Sept. 22, 2005):

[Leasing/Royalties](#)

- **DOI Hydrocarbon Leasing Regulation:** DOI shall issue regulations to implement leasing provisions. §350

60 days after enactment (Oct. 7, 2005):

[LNG](#)

- **FERC LNG Regulations:** The Commission shall promulgate regulations on the National Environmental Policy Act of 1969 pre-filing process. §311

90 days after enactment (Nov. 7, 2005):

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- **DOI Federal Permit Streamlining Pilot Project MOU:** The Secretary must enter into an MOU with USDA, EPA, ACoE to conduct a pilot study on streamlining permits for energy development projects on federal lands. §365

180 days after enactment (Feb. 6, 2006):

Leasing/Royalties

- **DOI & USDA Oil/Gas Leasing MOU:** DOI and USDA must sign an MOU regarding oil and gas leasing on public lands. §363
- **DOI Oil/Gas Royalty Relief Regulation:** Must issue regulations granting royalty relief and provide royalty incentives for natural gas production from extra deep wells in shallow waters in the Gulf of Mexico. §344
- **DOI & USDA Oil/Gas Leasing Practices Report:** An internal review of federal onshore oil/gas leasing/permitting practices. §361
- **DOI Oil/Gas Production Incentive Rulemaking:** The Secretary shall begin any rulemakings granting royalty relief to promote oil/natural gas production from gas hydrate resources on the outer Continental Shelf within 180 days and shall complete them within 1 year. §353
- **DOI Gas Hydrate Royalty Relief Rulemaking:** The Secretary shall publish an advanced notice of proposed rulemaking within 180 days and shall complete implementation within 1 year. §353

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- **DOE Energy Rights-of-Way MOU:** The Secretary shall sign an MOU with DOI, USDA, and DOD, to coordinate environmental reviews of proposed utility facilities in their respective jurisdictions. §372

Other

- **DOI Inventory Report:** The Secretary shall report to Congress on the inventory of oil and natural gas resources beneath the waters of the outer continental shelf. §357
- **FERC Natural Gas Transparency Rulemaking:** May prescribe rules to provide for the dissemination, on a timely basis of information about the availability and prices of natural gas sold. §316
- **DOI Oil & Natural Gas Production Rulemaking:** The Secretary shall publish an advanced notice of proposed rulemaking on oil and natural gas production through carbon dioxide injection within 180 days and shall complete implementation within 1 year. §354

- **DOI Petroleum Reserves Report:** The Secretary shall submit to Congress a report that describes the activities of the Office of Petroleum Reserves. §369
- **DOI Mineral Rights Conveyance:** The Secretary shall convey the remaining mineral rights to the parties that hold a right, title, or interest to any portion of such minerals under the laws of the State of Louisiana. §374
- **DOE Oil/Gas Solicitation:** DOE shall publish a request for applications in the Federal Register for oil and natural gas production through carbon dioxide injection projects. Grant applications are due 180 days after publish of the RFA. §354

270 days after enactment (May 8, 2006):

Other

- **DOI Alternate Energy Uses Regulation:** Shall issue any necessary regulations for alternate energy related uses (for leases, rights of way, etc.) on the outer continental shelf. §388

300 days after enactment (Jun. 7, 2006):

Other

- **DOI Hawaiian Oil Dependence Regulation:** Secretary shall report to Congress on the economic implications of dependence of Hawaii on oil as a principle source of energy. §355

1 year after enactment (Aug. 8, 2006):

LNG

- **DOI, FERC & States LNG Forums:** Shall convene not less than 3 forums on LNG. §317
- **DOE, DOI & DOD Natural Gas Pipeline Permitting Report:** The Secretaries shall submit to Congress a report on how the agencies are working on permitting for natural gas pipelines. §372

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- **DOI & USDA Fair Market Value Determinations:** The Secretaries shall revise the rental fee schedule for energy rights-of-way on public lands. §367

Other

- **DOI & USDA Orphaned Wells on Federal Land Report:** Shall establish program and report to Congress on plans to reclaim or remediate abandoned wells on federal land. §349

- **DOI Geological and Geophysical Data Report:** Secretary shall submit a plan for the implementation of a program to archive geologic and geophysical data and provide a national catalog and technical assistance. §351

Sept. 30, 2006

Leasing/Royalties

- **DOI Oil/Gas Royalties Report:** DOI shall report on managing federal oil/gas revenue by 9/30/06. §342

18 months after enactment (Feb. 8, 2007):

Leasing/Royalties

- **DOI Outer Continental Shelf Regulation:** Shall establish a regulation for standards for royalty relief for oil/gas leases on marginal properties on the outer continental shelf. If not practical to issue regulations, the Secretary must provide a report to Congress explaining such determination. §343
- **DOI Oil/Gas Leasing Implementation:** Shall implement best practices for management of federal onshore oil/gas leasing programs. 180 days following implementation, the Secretary must publish proposed regulations. §362

2 years after enactment (Aug. 8, 2007):

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- **DOI, DOC, DOD, DOE & USDA Utility Corridors Designation:** The secretaries shall designate utility corridors on public lands in the 11 contiguous Western States and incorporate into relevant federal land use plans. §368

Other

- **DOE Study/Report on Availability of Skilled Workers:** Contract with NAS to conduct study and report to Congress on the short-term and long-term availability of skilled workers to meet the energy and mineral security requirements of the U.S. §385

3 years after enactment (Aug. 8, 2008):

Leasing/Royalties

- **DOI Low Income Energy Assistance (LIEA) Report:** Shall report on preference given for oil/gas royalties in-kind to provide additional resources for LIEA. §342

Other

- **DOI Permit Streamlining Report:** Shall report to Congress on the results of the Pilot Project to improve federal permit coordination for energy development projects. §365
- **DOI Coalbed Methane Report:** Any state that is included on a list of affected states (established by the EAct of 1992 under Section 1339(b)) by date of enactments shall be removed from the list. §387

4 years after enactment (Aug. 8, 2009):

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- **DOI, DOC, DOD, DOE, USDA Utility Corridors Designation:** The Secretaries shall designate utility corridors on public lands in any state other than the 11 contiguous Western States previously designated and incorporate into relevant federal land use plans (*refer to 2 years after enactment*). §368

No deadline currently established:

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- **DOI, DOC, DOD, DOE, USDA Utility Corridors Procedures:** The Secretaries shall develop expedited procedures for siting energy facilities within a utility corridor. (Overlap with expedited procedures within Title XII 1221(a) section new Federal Power Act §216(h)(5)(B).). §368

August 25, 2005



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Contact Us: If you have questions about the timelines, please contact Joanne Hopkins at jhopkins@eei.org.