

116TH CONGRESS  
2D SESSION

# H. R. 5936

To require a new supplemental environmental impact statement for oil and gas development in the Bakersfield Field Office planning area, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 21, 2020

Mr. CARBAJAL (for himself and Ms. BROWNLEY of California) introduced the following bill; which was referred to the Committee on Natural Resources

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## A BILL

To require a new supplemental environmental impact statement for oil and gas development in the Bakersfield Field Office planning area, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “California’s Land  
5 Preservation and Protection Act”.

6 **SEC. 2. DELAY OF OIL AND GAS DEVELOPMENT IN THE BA-**  
7 **KERSFIELD FIELD OFFICE PLANNING AREA.**

8 (a) **NEW SUPPLEMENTAL ENVIRONMENTAL IMPACT**  
9 **STATEMENT REQUIRED.**—Notwithstanding any other pro-

1 vision of law, the Record of Decision for the Bakersfield  
2 Field Office Hydraulic Fracturing published on December  
3 12, 2019, shall have no force or effect until the Director  
4 of the Bureau of Land Management completes and cir-  
5 culates for public comment a new supplemental environ-  
6 mental impact statement under section 102 of the Na-  
7 tional Environmental Policy Act of 1969 (42 U.S.C. 4332)  
8 that considers the environmental effects of all oil and gas  
9 development in the Bakersfield Field Office planning area,  
10 as such area is described by the Director of the Bureau  
11 of Land Management, including considering the effects  
12 on—

- 13 (1) air quality;
- 14 (2) greenhouse gas emissions and the climate;
- 15 (3) groundwater quality and availability;
- 16 (4) surface water quality and availability;
- 17 (5) seismicity;
- 18 (6) wildlife and plant species, including threat-  
19 ened species and endangered species; and
- 20 (7) low-income communities, communities of  
21 color, and indigenous communities, including  
22 federally- and State-recognized Indian Tribes.

23 (b) ENVIRONMENTAL PROTECTION AGENCY RE-  
24 VIEW.—

1           (1) IN GENERAL.—Not later than 180 days  
2 after the date on which the supplemental environ-  
3 mental impact statement required by subsection (a)  
4 is published, the Administrator of the Environmental  
5 Protection Agency shall review and publish com-  
6 ments regarding such statement, including by—

7           (A) identifying whether there would be any  
8 significant environmental impacts of oil and gas  
9 leasing in the Bakersfield Field Office planning  
10 area that should be avoided to adequately pro-  
11 tect the natural resources of such area; or

12           (B) making a determination whether the  
13 new supplemental environmental impact state-  
14 ment required by subsection (a) contains suffi-  
15 cient information to assess the environmental  
16 impacts of all oil and gas development in the  
17 Bakersfield Field Office planning area.

18           (2) EFFECT OF DETERMINATION OF INSUFFI-  
19 CIENT INFORMATION.—If the Administrator of the  
20 Environmental Protection Agency identifies a signifi-  
21 cant impact under paragraph (1)(A) or determines  
22 there is insufficient information under paragraph  
23 (1)(B), the Director of the Bureau of Land Manage-  
24 ment shall consult with the Administrator before  
25 taking any action to proceed with Federal oil and

- 1 gas leasing in the Bakersfield Field Office planning
- 2 area.

