

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.

