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(Original Signature of Member)

119TH CONGRESS  
2D SESSION

# H. R.

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To amend the Outer Continental Shelf Lands Act and the Magnuson-Stevens Fishery Conservation and Management Act to provide for the delegation of authority to Louisiana, Mississippi, and Alabama to manage certain expanded submerged lands, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

Mr. EZELL introduced the following bill; which was referred to the Committee on \_\_\_\_\_

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# A BILL

To amend the Outer Continental Shelf Lands Act and the Magnuson-Stevens Fishery Conservation and Management Act to provide for the delegation of authority to Louisiana, Mississippi, and Alabama to manage certain expanded submerged lands, 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 “Offshore Parity Act  
5 of 2026”.

1 **SEC. 2. PURPOSES.**

2 The purposes of this Act are—

3 (1) to provide equity to the States of Louisiana,  
4 Mississippi, and Alabama with respect to the sea-  
5 ward boundaries of the States in the Gulf of Amer-  
6 ica by delegating management of the submerged  
7 lands from 3 geographical miles to 3 marine leagues  
8 if the States meet certain conditions not later than  
9 5 years after the date of enactment of this Act;

10 (2) in delegating the authority to administer  
11 any leases, easements, rights-of-use, and rights-of-  
12 way, the States shall ensure that the rights of les-  
13 sees, operators, and holders of leases, easements,  
14 rights-of-use, and rights-of-way on the submerged  
15 land are protected; and

16 (3) to improve the management of fisheries by  
17 allowing the States of Louisiana, Mississippi, and  
18 Alabama to oversee fisheries management in the ex-  
19 panded seaward boundaries.

20 **SEC. 3. DELEGATION OF THE MANAGEMENT OF OIL, GAS,**  
21 **AND OTHER ENERGY ACTIVITIES ON THE EX-**  
22 **PANDED SUBMERGED LAND OF LOUISIANA,**  
23 **MISSISSIPPI, AND ALABAMA.**

24 (a) DELEGATION.—The Outer Continental Shelf  
25 Lands Act (42 U.S.C. 1301 et seq.) is amended by adding  
26 at the end the following:

1 **“SEC. 34. DELEGATION OF THE MANAGEMENT OF OIL, GAS,**  
2 **AND OTHER ENERGY ACTIVITIES ON THE EX-**  
3 **PANDED SUBMERGED LAND OF LOUISIANA,**  
4 **MISSISSIPPI, AND ALABAMA.**

5 “(a) DEFINITIONS.—In this section:

6 “(1) COAST LINE.—The term ‘coast line’ has  
7 the meaning given such term in section 2 of the  
8 Submerged Lands Act (43 U.S.C. 1301).

9 “(2) EXPANDED SUBMERGED LAND.—The term  
10 ‘expanded submerged land’ means the area of the  
11 outer Continental Shelf that is located between 3  
12 geographical miles and 3 marine leagues seaward of  
13 the coast line of the State as of the day before the  
14 date of the enactment of this section.

15 “(3) SECRETARY.—The term ‘Secretary’ means  
16 the Secretary of the Interior.

17 “(4) STATE.—The term ‘State’ means Lou-  
18 isiana, Mississippi, or Alabama.

19 “(b) DELEGATION.—Upon written request of a State  
20 before the date that is 5 years after the date of enactment  
21 of the Offshore Parity Act of 2026, the Secretary shall,  
22 except as provided in subsection (c), delegate to the State  
23 the relevant authorities of the Secretary under this Act,  
24 except the authority under sections 14 and 20, to grant  
25 and manage leases of the expanded submerged land of the  
26 State if the Secretary finds that—

1           “(1) it is likely the State will provide adequate  
2 resources to carry out such authorities;

3           “(2) the State has demonstrated that it will ef-  
4 fectively and faithfully administer the applicable  
5 rules and regulations of the Secretary under this  
6 Act, including the requirements of subsection (c) of  
7 this section; and

8           “(3) such delegation will not create an unrea-  
9 sonable burden on any lessee.

10          “(c) REQUIREMENTS.—

11           “(1) NO LEASE OR TRACT DIVIDED.—The Sec-  
12 retary may not delegate authority under this section  
13 with respect to any lease of an area that is not whol-  
14 ly located within the expanded submerged land of  
15 the State.

16           “(2) APPLICABILITY TO EXISTING LEASES.—  
17 The delegation of authority under this section shall  
18 apply to any lease of the expanded submerged land  
19 of the State granted by the Secretary before the  
20 date of enactment of the Offshore Parity Act of  
21 2026.

22           “(3) NO 5 YEAR PLAN REQUIRED.—A State to  
23 which authority is delegated under this section shall  
24 not be required to prepare, revise, or maintain an oil  
25 and gas leasing program under section 18.

1           “(4) REVENUE.—

2                   “(A) RENTALS, ROYALTIES, AND OTHER  
3           SUMS.—A State to which authority is delegated  
4           under this section may collect rentals, royalties,  
5           and other sums, as determined by the State,  
6           from any lease granted after the date of enact-  
7           ment of the Offshore Parity Act of 2026 by the  
8           State under such authority.

9                   “(B) MINIMUM BID AND ROYALTY  
10           AMOUNTS.—The minimum bid and royalty  
11           amounts under section 8 shall not apply to any  
12           lease of the expanded submerged land of the  
13           State granted by the State after the date of en-  
14           actment of the Offshore Parity Act of 2026.

15                   “(C) DISPOSITION OF REVENUE.—

16                           “(i) EXISTING LEASES.—The delega-  
17                   tion of authority under this section shall  
18                   not affect the disposition of revenue under  
19                   any other provision of Federal law from  
20                   any lease of the expanded submerged land  
21                   of the State granted before the date of en-  
22                   actment of the Offshore Parity Act of  
23                   2026.

24                           “(ii) NEW LEASES.—Section 9 of this  
25                   Act and section 105 of the Gulf of Mexico

1 Energy Security Act of 2006 shall not  
2 apply with respect to a lease granted after  
3 the date of enactment of the Offshore Par-  
4 ity Act of 2026 by a State under authority  
5 delegated under this section.

6 “(5) CITIZEN SUITS, COURT JURISDICTION, AND  
7 JUDICIAL REVIEW.—Section 23 shall not apply with  
8 respect to a lease granted after the date of enact-  
9 ment of the Offshore Parity Act of 2026 by a State  
10 under authority delegated under this section.

11 “(6) LIABILITY.—

12 “(A) IN GENERAL.—A State to which au-  
13 thority is delegated by the Secretary under this  
14 section shall indemnify the United States for  
15 any liability to any holder of an oil, gas, or  
16 other energy lease of the expanded submerged  
17 land of the State granted before such delegation  
18 of authority from the taking of any property in-  
19 terest or breach of contract as a result of—

20 “(i) the delegation of such authority;

21 or

22 “(ii) the management of any such  
23 lease.

24 “(B) DEDUCTION FROM OIL AND GAS  
25 LEASING REVENUES.—The Secretary may de-

1 duct from the amounts otherwise payable to a  
2 State under section 8(g)(2) the amount of any  
3 final nonappealable judgment for a taking or  
4 breach of contract by such State described in  
5 subparagraph (A).

6 “(7) TRANSFER OF BONDS.—

7 “(A) IN GENERAL.—Not later than 90  
8 days after delegating authority under this sec-  
9 tion, the Secretary shall transfer any surety  
10 bonds for oil, gas, or other energy leases of the  
11 expanded submerged land of a State granted  
12 before the date of enactment of the Offshore  
13 Parity Act of 2026 to the applicable State. The  
14 applicable State shall ensure that any decom-  
15 missioning of a facility with respect to such  
16 leases is carried out in accordance with applica-  
17 ble Federal law, including regulations.

18 “(B) FAILURE TO TRANSFER BONDS.—If  
19 the Secretary does not transfer a surety bond  
20 for a lease under subparagraph (A) by the  
21 deadline described in such subparagraph, the  
22 Secretary shall ensure that any decommis-  
23 sioning of a facility with respect to such lease  
24 is carried out in accordance with applicable  
25 Federal law, including regulations.”.

1 (b) SEAWARD BOUNDARY OF LOUISIANA, MIS-  
2 SSISSIPPI, AND ALABAMA.—Section 8(g) of the Outer Con-  
3 tinental Shelf Lands Act (43 U.S.C. 1337(g)) is amended  
4 by adding at the end the following:

5 “(8) DEFINITION OF SEAWARD BOUNDARY OF  
6 LOUISIANA, MISSISSIPPI, AND ALABAMA.—In this  
7 subsection, the term ‘seaward boundary’ means, with  
8 respect to each of the States of Louisiana, Mis-  
9 sissippi, and Alabama, 3 marine leagues seaward of  
10 the coast line (as that term is defined in section 2  
11 of the Submerged Lands Act (43 U.S.C. 1301)) of  
12 each such State as each such coast line exists as of  
13 the day before the date of the enactment of this  
14 paragraph.”.

15 **SEC. 4. STATE JURISDICTION UNDER MAGNUSON-STEVENSON**  
16 **FISHERY CONSERVATION AND MANAGEMENT**  
17 **ACT.**

18 (a) IN GENERAL.—Section 306(a)(2) of the Magnu-  
19 son-Stevens Fishery Conservation and Management Act  
20 (16 U.S.C. 1856(a)(2)) is amended—

21 (1) in subparagraph (B), by striking “and” at  
22 the end;

23 (2) in subparagraph (C)(ii), by striking the pe-  
24 riod at the end and inserting “; and”; and

25 (3) by adding at the end the following:

1           “(D) with respect to each of the States of  
2           Alabama, Louisiana, and Mississippi, to 3 ma-  
3           rine leagues seaward of the coast line (as that  
4           term is defined in section 2 of the Submerged  
5           Lands Act (43 U.S.C. 1301)) of each such  
6           State as each such coast line exists as of the  
7           day before the date of the enactment of this  
8           subparagraph.”.

9           (b) RULES OF CONSTRUCTION.—

10           (1) HIGHLY MIGRATORY SPECIES.—The amend-  
11           ments made by this section may not be construed to  
12           limit or otherwise affect the authority of the Federal  
13           Government with respect to highly migratory spe-  
14           cies, species listed as a threatened species or an en-  
15           dangered species pursuant to the Endangered Spe-  
16           cies Act of 1973 (16 U.S.C. 1531 et seq.), or fishery  
17           resources subject to international agreements as pro-  
18           vided under Federal law, including the Magnuson-  
19           Stevens Fishery Conservation and Management Act  
20           (16 U.S.C. 1801 et seq.), the Endangered Species  
21           Act of 1973 (16 U.S.C. 1531 et seq.), and relevant  
22           international treaties.

23           (2) FEDERAL JURISDICTION.—The amend-  
24           ments made by this section may not be construed to  
25           limit or otherwise affect the authority of the Federal

1 Government under the Magnuson-Stevens Fishery  
2 Conservation and Management Act (16 U.S.C. 1801  
3 et seq.) with respect to—

4 (A) the exclusive economic zone beyond the  
5 extended State waters of a covered State; or

6 (B) activities within the extended State  
7 waters of a covered State that relate to national  
8 security, international obligations, or other mat-  
9 ters reserved for Federal authority.

10 (c) DEFINITIONS.—In this section:

11 (1) COAST LINE.—The term “coast line” has  
12 the meaning given the term in section 2 of the Sub-  
13 merged Lands Act (43 U.S.C. 1301).

14 (2) COVERED STATE.—The term “covered  
15 State” means each of the States of Alabama, Lou-  
16 isiana, and Mississippi.

17 (3) EXCLUSIVE ECONOMIC ZONE.—The term  
18 “exclusive economic zone” has the meaning given  
19 the term in section 3 of the Magnuson-Stevens Fish-  
20 ery Conservation and Management Act (16 U.S.C.  
21 1802).

22 (4) EXTENDED STATE WATERS.—The term  
23 “extended State waters” means 3 marine leagues  
24 seaward of the coast line of a covered State as each

1       such coast line exists as of the day before the date  
2       of the enactment of this section.

3           (5) FISHERY RESOURCE.—The term “fishery  
4       resource” has the meaning given the term in section  
5       3 of the Magnuson-Stevens Fishery Conservation  
6       and Management Act (16 U.S.C. 1802).

7           (6) HIGHLY MIGRATORY SPECIES.—The term  
8       “highly migratory species” has the meaning given  
9       the term in section 3 of the Magnuson-Stevens Fish-  
10      ery Conservation and Management Act (16 U.S.C.  
11      1802).