

lated to cooperative or unit plan of development or operation of geothermal pool, field, or like area, public interest, determination and certification, regulations, protection of parties in interest, authority respecting rate of prospecting, development, and production, five year review, and leases excepted from control for purposes of State acreage limitation.

1988—Pub. L. 100-443, §4, inserted provisions relating to five year review of plans and elimination of leases from plans.

#### § 1018. Data from Federal agencies

Upon request of the Secretary, other Federal departments and agencies shall furnish him with any relevant data then in their possession or knowledge concerning or having bearing upon fair and adequate charges to be made for geothermal steam produced or to be produced for conversion to electric power or other purposes. Data given to any department or agency as confidential under law shall not be furnished in any fashion which identifies or tends to identify the business entity whose activities are the subject of such data or the person or persons who furnished such information.

(Pub. L. 91-581, §19, Dec. 24, 1970, 84 Stat. 1572; Pub. L. 109-58, title II, §236(18), Aug. 8, 2005, 119 Stat. 673.)

#### AMENDMENTS

2005—Pub. L. 109-58 inserted section catchline.

#### § 1019. Disposal of moneys from sales, bonuses, rentals, and royalties

##### (a) In general

Except with respect to lands in the State of Alaska, all monies received by the United States from sales, bonuses, rentals, and royalties under this chapter shall be paid into the Treasury of the United States. Of amounts deposited under this subsection, subject to the provisions of subsection (b) of section 191 of this title and section 1004(a)(2) of this title—

(1) 50 percent shall be paid to the State within the boundaries of which the leased lands or geothermal resources are or were located; and

(2) 25 percent shall be paid to the county within the boundaries of which the leased lands or geothermal resources are or were located.

##### (b) Use of payments

Amounts paid to a State or county under subsection (a) of this section shall be used consistent with the terms of section 191 of this title.

(Pub. L. 91-581, §20, Dec. 24, 1970, 84 Stat. 1572; Pub. L. 100-443, §5(a), Sept. 22, 1988, 102 Stat. 1768; Pub. L. 103-66, title X, §10202(b), Aug. 10, 1993, 107 Stat. 408; Pub. L. 109-58, title II, §224(b), Aug. 8, 2005, 119 Stat. 663.)

#### AMENDMENTS

2005—Pub. L. 109-58 inserted section catchline and amended text generally. Prior to amendment, text read as follows: “Subject to the provisions of section 191(b) of this title, all moneys received from the sales, bonuses, royalties and rentals under the provisions of this chapter, including the payments referred to in section 1005(i) of this title, shall be disposed of in the same manner as such moneys received pursuant to section 191 of this title or pursuant to section 355 of this title, as the case may be.”

1993—Pub. L. 103-66 substituted “Subject to the provisions of section 191(b) of this title, all moneys” for “All moneys”.

1988—Pub. L. 100-443 amended section generally. Prior to amendment, section read as follows: “All moneys received under this chapter from public lands under the jurisdiction of the Secretary shall be disposed of in the same manner as moneys received from the sale of public lands. Moneys received under this chapter from other lands shall be disposed of in the same manner as other receipts from such lands.”

#### § 1020. Publication in Federal Register; reservation of mineral rights

Geothermal resources in lands the surface of which has passed from Federal ownership but in which the minerals have been reserved to the United States shall not be developed or produced except under geothermal leases made pursuant to this chapter. If the Secretary of the Interior finds that such development is imminent, or that production from a well heretofore drilled on such lands is imminent, he shall so report to the Attorney General, and the Attorney General is authorized and directed to institute an appropriate proceeding in the United States district court of the district in which such lands are located, to quiet the title of the United States in such resources, and if the court determines that the reservation of minerals to the United States in the lands involved included the geothermal resources, to enjoin their production otherwise than under the terms of this chapter: *Provided*, That upon an authoritative judicial determination that Federal mineral reservation does not include geothermal resources the duties of the Secretary of the Interior to report and of the Attorney General to institute proceedings, as hereinbefore set forth, shall cease.

(Pub. L. 91-581, §21, Dec. 24, 1970, 84 Stat. 1572; Pub. L. 109-58, title II, §236(1), (3), (19), Aug. 8, 2005, 119 Stat. 671, 673.)

#### AMENDMENTS

2005—Pub. L. 109-58 inserted section catchline, struck out “(b)” before “Geothermal”, substituted “does not include geothermal resources” for “does not include geothermal steam and associated geothermal resources”, and struck out subsec. (a) which read as follows: “Within one hundred and twenty days after December 24, 1970, the Secretary shall cause to be published in the Federal Register a determination of all lands which were included within any known geothermal resources area on December 24, 1970. He shall likewise publish in the Federal Register from time to time his determination of other known geothermal resources areas specifying in each case the date the lands were included in such area; and”.

#### § 1021. Federal exemption from State water laws

Nothing in this chapter shall constitute an express or implied claim or denial on the part of the Federal Government as to its exemption from State water laws.

(Pub. L. 91-581, §22, Dec. 24, 1970, 84 Stat. 1573; Pub. L. 109-58, title II, §236(20), Aug. 8, 2005, 119 Stat. 673.)

#### AMENDMENTS

2005—Pub. L. 109-58 inserted section catchline.

#### § 1022. Prevention of waste; exclusivity

(a) All leases under this chapter shall be subject to the condition that the lessee will, in con-