

that provide the skills needed to augment and advance research in mine safety and to broaden, improve, and expand the universe of candidates for mine safety inspector and other regulatory positions in the Mine Safety and Health Administration.

(2) Skills

The skills described in paragraph (1) include skills developed through programs leading to a degree in mining engineering, civil engineering, mechanical engineering, electrical engineering, industrial engineering, environmental engineering, industrial hygiene, occupational health and safety, geology, chemistry, or other fields of study related to mine safety and health work.

(3) Eligibility

To be eligible to receive a scholarship under this subsection an individual shall—

(A) have a bachelor's degree or equivalent from an accredited 4-year institution;

(B) have at least 5 years experience in full-time employment in underground mining or mining-related activities; and

(C) submit to the Secretary an application at such time, in such manner, and containing such information.

(e) Authorization of appropriations

There are authorized to be appropriated such sums as may be necessary to carry out this section.

(Pub. L. 91-173, title V, §515, as added Pub. L. 109-236, §12, June 15, 2006, 120 Stat. 502.)

§ 965. Brookwood-Sago Mine Safety Grants

(a) In general

The Secretary of Labor shall establish a program to award competitive grants for education and training, to be known as Brookwood-Sago Mine Safety Grants, to carry out the purposes of this section.

(b) Purposes

It is the purpose of this section,¹ to provide for the funding of education and training programs to better identify, avoid, and prevent unsafe working conditions in and around mines.

(c) Eligibility

To be eligible to receive a grant under this section, an entity shall—

(1) be a public or private nonprofit entity; and

(2) submit to the Secretary of Labor an application at such time, in such manner, and containing such information as the Secretary may require.

(d) Use of funds

Amounts received under a grant under this section shall be used to establish and implement education and training programs, or to develop training materials for employers and miners, concerning safety and health topics in mines, as determined appropriate by the Mine Safety and Health Administration.

¹ So in original. The comma probably should not appear.

(e) Awarding of grants

(1) Annual basis

Grants under this section shall be awarded on an annual basis.

(2) Special emphasis

In awarding grants under this section, the Secretary of Labor shall give special emphasis to programs and materials that target workers in smaller mines, including training miners and employers about new Mine Safety and Health Administration standards, high risk activities, or hazards identified by such Administration.

(3) Priority

In awarding grants under this section, the Secretary of Labor shall give priority to the funding of pilot and demonstration projects that the Secretary determines will provide opportunities for broad applicability for mine safety.

(f) Evaluation

The Secretary of Labor shall use not less than 1 percent of the funds made available to carry out this section in a fiscal year to conduct evaluations of the projects funded under grants under this section.

(g) Authorization of appropriations

There are authorized to be appropriated for each fiscal year, such sums as may be necessary to carry out this section.

(Pub. L. 109-236, §14, June 15, 2006, 120 Stat. 504.)

Editorial Notes

CODIFICATION

Section was enacted as part of the Mine Improvement and New Emergency Response Act of 2006, also known as the MINER Act, and not as part of the Federal Mine Safety and Health Act of 1977 which comprises this chapter.

§ 966. Retention of fees

The Mine Safety and Health Administration may retain up to \$2,499,000 in this fiscal year and each fiscal year thereafter from fees collected for the approval and certification of equipment, materials, and explosives for use in mines, and may utilize such sums for such activities.

(Pub. L. 113-76, div. H, title I, Jan. 17, 2014, 128 Stat. 357.)

Editorial Notes

REFERENCES IN TEXT

This fiscal year, referred to in text, is fiscal year 2014.

CODIFICATION

Section was enacted as part of the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2014, and also as part of the Consolidated Appropriations Act, 2014, and not as part of the Federal Mine Safety and Health Act of 1977 which comprises this chapter.

Statutory Notes and Related Subsidiaries

SIMILAR PROVISIONS

Similar provisions were contained in the following appropriation acts:

- Pub. L. 116-260, div. H, title I, Dec. 27, 2020, 134 Stat. 1558.
 Pub. L. 116-94, div. A, title I, Dec. 20, 2019, 133 Stat. 2547.
 Pub. L. 115-245, div. B, title I, Sept. 28, 2018, 132 Stat. 3058.
 Pub. L. 115-141, div. H, title I, Mar. 23, 2018, 132 Stat. 706.
 Pub. L. 115-31, div. H, title I, May 5, 2017, 131 Stat. 512.
 Pub. L. 114-113, div. H, title I, Dec. 18, 2015, 129 Stat. 2593.
 Pub. L. 113-235, div. G, title I, Dec. 16, 2014, 128 Stat. 2460.

CHAPTER 23—GEOTHERMAL RESOURCES

- | | |
|--------|---|
| Sec. | |
| 1001. | Definitions. |
| 1002. | Lands subject to geothermal leasing. |
| 1002a. | Repealed. |
| 1003. | Leasing procedures. |
| 1004. | Rents and royalties. |
| 1005. | Lease term and work commitment requirements. |
| 1006. | Acreage limitations. |
| 1007. | Readjustment of lease terms and conditions. |
| 1008. | Byproducts. |
| 1009. | Relinquishment of geothermal rights. |
| 1010. | Suspension of operations and production. |
| 1011. | Termination of leases. |
| 1012. | Waiver, suspension, or reduction of rental or royalty. |
| 1013. | Surface land use. |
| 1014. | Lands subject to geothermal leasing. |
| 1015. | Requirement for lessees. |
| 1016. | Administration. |
| 1017. | Unit and communitization agreements. |
| 1018. | Data from Federal agencies. |
| 1019. | Disposal of moneys from sales, bonuses, rentals, and royalties. |
| 1020. | Publication in Federal Register; reservation of mineral rights. |
| 1021. | Federal exemption from State water laws. |
| 1022. | Prevention of waste; exclusivity. |
| 1023. | Rules and regulations. |
| 1024. | Inclusion of geothermal leasing under certain other laws. |
| 1025. | Federal reservation of certain mineral rights. |
| 1026. | Significant thermal features. |
| 1027. | Land subject to prohibition on leasing. |
| 1028. | Hot dry rock geothermal energy. |

§ 1001. Definitions

As used in this chapter, the term—

(a) “Secretary” means the Secretary of the Interior;

(b) “geothermal lease” means a lease issued under authority of this chapter;

(c) “geothermal resources” means (i) all products of geothermal processes, embracing indigenous steam, hot water and hot brines; (ii) steam and other gases, hot water and hot brines resulting from water, gas, or other fluids artificially introduced into geothermal formations; (iii) heat or other associated energy found in geothermal formations; and (iv) any byproduct derived from them;

(d) “byproduct” means any mineral or minerals (exclusive of oil, hydrocarbon gas, and helium) which are found in solution or in association with geothermal steam and which have a value of less than 75 per centum of the value of the geothermal steam or are not, because of quantity, quality, or technical difficulties in extraction and production, of sufficient value to warrant extraction and production by themselves;

(e) “known geothermal resources area” means an area in which the geology, nearby discoveries, competitive interests, or other indicia would, in the opinion of the Secretary, engender a belief in men who are experienced in the subject matter that the prospects for extraction of geothermal steam or associated geothermal resources are good enough to warrant expenditures of money for that purpose.

(f) “Significant¹ thermal features within units of the National Park System” shall include, but not be limited to, the following:

(1) Thermal features within units of the National Park System listed in Section 1 1026(a)(1) of this title and designated as significant in the Federal Register notice of August 3, 1987 (Vol. 52, No. 148 Fed. Reg. 28790).

(2) Crater Lake National Park.

(3) Thermal features within Big Bend National Park and Lake Mead National Recreation Area proposed as significant in the Federal Register notice of February 13, 1987 (Vol. 52, No. 30 Fed. Reg. 4700).

(4) Thermal features within units of the National Park System added to the significant thermal features list pursuant to section 1026(a)(2) of this title.

(g) “direct use” means utilization of geothermal resources for commercial, residential, agricultural, public facilities, or other energy needs other than the commercial production of electricity; and²

(Pub. L. 91-581, § 2, Dec. 24, 1970, 84 Stat. 1566; Pub. L. 100-443, § 2(a), Sept. 22, 1988, 102 Stat. 1766; Pub. L. 109-58, title II, § 236(1), (2), (5), Aug. 8, 2005, 119 Stat. 671.)

Editorial Notes

AMENDMENTS

2005—Pub. L. 109-58, § 236(5), inserted section catchline.

Pub. (c). Pub. L. 109-58, § 236(1), substituted “geothermal resources” for “geothermal steam and associated geothermal resources”.

Par. (g). Pub. L. 109-58, § 236(2), added par. (g).

1988—Par. (f). Pub. L. 100-443 added par. (f).

Statutory Notes and Related Subsidiaries

SHORT TITLE OF 2005 AMENDMENT

Pub. L. 109-58, title II, § 221, Aug. 8, 2005, 119 Stat. 660, provided that: “This subtitle [subtitle B (§§ 221-237) of title II of Pub. L. 109-58, enacting part B (§ 15871 et seq.) of subchapter II of chapter 149 of Title 42, The Public Health and Welfare, amending this section and sections 530 and 1002 to 1027 of this title, enacting provisions set out as notes under section 1004 of this title, and amending provisions set out as a note under this section] may be cited as the ‘John Rishel Geothermal Steam Act Amendments of 2005.’”

SHORT TITLE OF 1988 AMENDMENT

Pub. L. 100-443, § 1, Sept. 22, 1988, 102 Stat. 1766, provided that: “This Act [enacting sections 1026 and 1027 of this title, amending this section and sections 191, 226-3, 1005, 1017, and 1019 of this title, and enacting provisions set out as notes under sections 1005 and 1026 of this

¹ So in original. Probably should not be capitalized.

² So in original. Probably should end with a period instead of “; and”.