

THE SECRETARY OF THE INTERIOR
Washington

ORDER NO. 3299, Amendment No. 2 (*Amended material italicized*)

SIGNATURE DATE: August 29, 2011

Subject: Establishment of the Bureau of Ocean Energy Management, the Bureau of Safety and Environmental Enforcement, and the Office of Natural Resources Revenue

Sec. 1 Purpose. The purpose of this Order is to separate and reassign the responsibilities that had been conducted by the Minerals Management Service into new management structures that will improve the management, oversight, and accountability of activities on the Outer Continental Shelf; ensure a fair return to the taxpayer from royalty and revenue collection and disbursement activities; and provide independent safety and environmental oversight and enforcement of offshore activities.

Sec. 2 Authority. This Order is issued in accordance with the authority provided by Section 2 of the Reorganization Plan No. 3 of 1950 (64 Stat. 1262).

Sec. 3 Bureau of Ocean Energy Management. Through this Order, and in accordance with the schedule set forth in Section 9, a Bureau of Ocean Energy Management will be established in the Department. The Bureau of Ocean Energy Management will be led by a Director, and it will be under the supervision of the Assistant Secretary – Land and Minerals Management. The Bureau of Ocean Energy Management will exercise the conventional (e.g., oil and gas) and renewable energy-related management functions of the Minerals Management Service not otherwise transferred pursuant to this Order including, but not limited to, activities involving resource evaluation, planning, and leasing.

Sec. 4 Bureau of Safety and Environmental Enforcement. Through this Order, and in accordance with the schedule set forth in Section 9, a Bureau of Safety and Environmental Enforcement will be established in the Department. The Bureau of Safety and Environmental Enforcement will be led by a Director, and it will be under the supervision of the Assistant Secretary – Land and Minerals Management. The safety and environmental enforcement functions of the Minerals Management Service including, but not limited to, the authority to inspect, investigate, summon witnesses and produce evidence, levy penalties, cancel or suspend activities, and oversee safety, response, and removal preparedness will be exercised by the Bureau of Safety and Environmental Enforcement. *These functions are not transferred with respect to the renewable energy program until such time that the Assistant Secretary – Land and Minerals Management determines that an increase in activity justifies transferring the inspection and enforcement functions to the Bureau of Safety and Environmental Enforcement.*

Sec. 5 Office of Natural Resources Revenue. Through this Order, and in accordance with the schedule set forth in Section 9, the Office of Natural Resources Revenue will be established in the Department. The Office of Natural Resources Revenue will be led by a Director and it will be under the supervision of the Assistant Secretary – Policy, Management and Budget. The royalty and revenue management functions of the Minerals Management Service including, but not limited to, royalty and revenue collection, distribution, auditing and compliance, investigation and enforcement, and asset management for both onshore and offshore activities, are hereby transferred to the Office of Natural Resources Revenue.

Sec. 6 Compliance with Safety, Environmental, and Conservation Laws. The Assistant Secretary – Land and Minerals Management and the Assistant Secretary – Policy, Management and Budget will take appropriate steps to ensure that this reorganization will provide that agency decisions are made in compliance with all applicable safety, environmental, and conservation laws and regulations, and that all reviews and consultations are conducted in an independent, comprehensive, and scientifically-sound manner.

Sec. 7 Administrative Provisions. The Assistant Secretary – Land and Minerals Management and the Assistant Secretary – Policy, Management and Budget will take appropriate steps to effect the transfer of administrative and other functions, personnel, funds, and property to implement the provisions of this Order.

Sec. 8 Revocation. Through this Order, and in accordance with the schedule set forth in Section 9, the responsibilities of the Minerals Management Service are hereby separated and reassigned. Applicable provisions of Secretarial Order No. 3071, including all amendments, and Secretarial Order No. 3087, including all amendments, are hereby revoked in accordance with the terms set forth herein.

Sec. 9 Effective Date. The Assistant Secretary – Land and Minerals Management and the Assistant Secretary – Policy, Management and Budget will develop and report to the Secretary additional details regarding this reorganization. They will develop a schedule by July 9, 2010, for the implementation of this Order in consultation with the White House Office of Management and Budget and applicable Congressional committees with responsibilities over these functions.

The provisions of this Order will remain in effect until publication of the Departmental Manual or until it is amended, superseded, or revoked, whichever occurs first.

/s/ Ken Salazar
Secretary of the Interior