

## An Overview of the Assignment of Regulations Between the Bureau of Ocean Energy Management and the Bureau of Safety and Environmental Enforcement

<b>Current Part</b>	<b>New Location</b>	<b>Note</b>
Part 203 – Relief or Reduction in Royalty Rates	Retained in its entirety in BSEE, Chapter II.	BSEE will oversee the administration of royalty relief awarded after lease issuance as an operational responsibility. However BOEM will set the terms and conditions of any future leases issued with royalty relief provisions.
Part 219 – Distribution and Disbursement of Royalties, Rentals, and Bonuses	Moved in its entirety to BOEM, Chapter V, part 519.	BOEM will perform revenue share calculations for OCS receipts shared under the Gulf of Mexico Energy Security Act (GOMESA). ONRR will continue to distribute the revenue shares to Gulf producing States and Coastal Political Subdivisions.
<b>Subchapter B—Offshore</b>		
Part 250 – Oil and Gas and Sulphur Operations in the Outer Continental Shelf	Responsibilities divided between BOEM and BSEE.	Both bureaus have responsibilities that are related to operations on OCS leases. These responsibilities were divided between the two bureaus as detailed in Table B.
Part 251 – Geological and Geophysical (G&G) Explorations of the Outer Continental Shelf	Responsibilities divided between BOEM and BSEE.	BOEM will be responsible for issuing the permits and notices and overseeing the activities under the approved permit, as these are prelease, resource assessment-related activities. BSEE will be responsible for issuing permits for test drilling activities under their responsibilities for operations. Further details are provided in Table C.
Part 252 – Outer Continental Shelf (OCS) Oil and Gas Information Program	Both BOEM and BSEE will have this part in its entirety.	Part 252 regulates how and when the date and information is released by the OCS Oil and Gas Information Program. Since both bureaus will collect, maintain, and use data and information collected under this program, both are responsible for managing the data and determining how and when the data and information are released. Further details are provided in Table D.
Part 253 – Oil Spill Financial Responsibility for Offshore Facilities	Moved to BOEM in its entirety, Chapter V, part 553.	BOEM is responsible for all activities related to financial assurance. Oil spill financial responsibility requirements are mandated by the Oil Pollution Act of 1990 that applies to oil handling activities at any offshore facility (whether or not involved in oil production) seaward of the coastline. Further details are provided in Table E.
Part 254 – Oil-Spill Response Requirements for Facilities Located Seaward of the Coast Line	Retained in its entirety in BSEE.	All oil-spill related activities, except for financial responsibility, will fall under BSEE, under its responsibility for oil-spill response. Further details are provided in Table F.
Part 256 – Leasing of Sulphur or Oil and Gas in the Outer Continental Shelf	Responsibilities divided between BOEM and BSEE.	BOEM has primary responsibility for leasing and leasing-related activities. Some responsibilities related to operations and production will be in both bureaus. Suspension-related requirements will go to BSEE. Further details are provided in Table G.
Part 259 – Mineral Leasing: Definitions	Moved to BOEM in its entirety, Chapter V,	BOEM is responsible for leasing activities. Further details are provided in Table H.

	part 559.	
Part 260 – Outer Continental Shelf Oil and Gas Leasing	Moved to BOEM in its entirety, Chapter V, part 560.	BOEM is responsible for leasing activities. Further details are provided in Table I.
Part 270 – Nondiscrimination in the Outer Continental Shelf	Both BOEM and BSEE will have this part in its entirety.	Both BOEM and BSEE are responsible for ensuring that lessees and operators comply with section 604 of the OCSLA of 1978, which provides that “no person shall, on the grounds of race, creed, color, national origin, or sex, be excluded from receiving or participating in any activity, sale, or employment, conducted pursuant to the provisions of . . . the Outer Continental Shelf Lands Act.” Further details are provided in Table J.
Part 280 – Prospecting for Minerals Other Than Oil, Gas, and Sulphur on the Outer Continental Shelf	Moved to BOEM in its entirety, Chapter V, part 580.	This part regulates prospecting activities or scientific research activities on the OCS in Federal waters related to hard minerals on unleased lands or on lands under lease to a third party. These activities fall under BOEM responsibilities for managing the development of offshore resources and activities on unleased land or on lands leased to a third party. Further details are provided in Table K.
Part 281 – Leasing of Minerals Other Than Oil, Gas, and Sulphur in the Outer Continental Shelf	Moved to BOEM in its entirety, Chapter V, part 581.	This part regulates leasing for minerals other than oil, gas, and sulphur in the OCS. Leasing activities are a BOEM responsibility. Further details are provided in Table L.
Part 282 – Operations in the Outer Continental Shelf for Minerals Other Than Oil, Gas, and Sulphur	Responsibilities divided between BOEM and BSEE.	Both BOEM and BSEE have responsibilities for operations conducted under a mineral lease for OCS minerals other than oil, gas, or sulphur. These responsibilities were divided between the two bureaus as detailed in Table M.
Part 285 – Renewable Energy and Alternate Uses of Existing Facilities on the Outer Continental Shelf	Moved in its entirety to BOEM, Chapter V, part 585.	At this time, the renewable energy program will be managed under BOEM. At a later date, the renewable energy program will be reorganized and a determination will be made regarding what functions will be administered by which agency.
<b>Subchapter C—Appeals</b>		
Part 290 – Appeal Procedures	Both BOEM and BSEE will have this part in its entirety.	Appeal procedures apply to decisions and orders issued by both BOEM and BSEE. Further details are provided in Table O.
Part 291 – Open and Nondiscriminatory Access to Oil and Gas Pipelines under the Outer Continental Shelf Lands Act	Retained in its entirety in BSEE.	This part deals with access to pipelines. All aspects of pipelines, including operations are under the responsibility of BSEE. Further details are provided in Table P.