

§3201.11 What lands are not available for geothermal leasing?

BLM will not issue leases for:

- (a) Lands where the Secretary has determined that issuing the lease would cause unnecessary or undue degradation of public lands and resources;
- (b) Lands contained within a unit of the National Park System, or otherwise administered by the National Park Service;
- (c) Lands within a National Recreation Area;
- (d) Lands where the Secretary determines after notice and comment that geothermal operations, including exploration, development or utilization of lands, are reasonably likely to result in a significant adverse effect on a significant thermal feature within a unit of the National Park System;
- (e) Fish hatcheries or wildlife management areas administered by the Secretary;
- (f) Indian trust or restricted lands within or outside the boundaries of Indian reservations;
- (g) The Island Park Geothermal Area; and
- (h) Lands where Section 43 of the Mineral Leasing Act (30 U.S.C. 226-3) prohibits geothermal leasing, including:
 - (1) Wilderness areas or wilderness study areas administered by BLM or other surface management agencies;
 - (2) Lands designated by Congress as wilderness study areas, except where the statute designating the study area specifically allows leasing to continue; and
 - (3) Lands within areas allocated for wilderness or further planning in Executive Communication 1504, Ninety-Sixth Congress (House Document 96-119), unless such lands are allocated to uses other than wilderness by a land and resource management plan or are released to uses other than wilderness by an Act of Congress.

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Title 43: Public Lands: Interior

[PART 3400—COAL MANAGEMENT: GENERAL](#)

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§3400.2 Lands subject to leasing.

The Secretary may issue coal leases on all Federal lands except:

(a) Lands in:

- (1) The National Park System;
- (2) The National Wildlife Refuge System;
- (3) The National Wilderness Preservation System;
- (4) The National System of Trails;
- (5) The National Wild and Scenic Rivers System, including study rivers designated under section 5(a) of the Wild and Scenic Rivers Act;
- (6) Incorporated cities, towns, and villages;
- (7) The Naval Petroleum Reserves, the National Petroleum Reserve in Alaska, and oil shale reserves; and
- (8) National Recreation Areas designated by law;

(b) Tide lands, submerged coastal lands within the Continental Shelf adjacent or littoral to any part of land within the jurisdiction of the United States; and

(c) Land acquired by the United States for the development of mineral deposits, by foreclosure or otherwise for resale, or reported as surplus property pursuant to the provisions of the Surplus Property Act of 1944 (50 U.S.C. App. 1622).

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Title 43: Public Lands: Interior

[PART 3500—LEASING OF SOLID MINERALS OTHER THAN COAL AND OIL SHALE](#)

[Subpart 3503—Areas Available for Leasing](#)

§3503.10 Are all Federal lands available for leasing under this part?

No. The Secretary of the Interior may not lease lands on any of the following Federal areas:

- (a) Land recommended for wilderness allocation by the surface managing agency;
- (b) Lands within BLM wilderness study areas;
- (c) Lands designated by Congress as wilderness areas; and
- (d) Lands within areas allocated for wilderness or further planning in Executive Communication 1504, Ninety-Sixth Congress (House Document Number 96-119), unless such lands are allocated to uses other than wilderness by a land and resource management plan or have been released to uses other than wilderness by an act of Congress.