

115TH CONGRESS
1ST SESSION

S. 1142

To extend the deadline for commencement of construction of certain hydroelectric projects.

IN THE SENATE OF THE UNITED STATES

MAY 16, 2017

Mr. CASSIDY introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To extend the deadline for commencement of construction of certain hydroelectric projects.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “J. Bennett Johnston
5 Waterway Hydropower Extension Act of 2017”.

6 **SEC. 2. EXTENSION.**

7 (a) IN GENERAL.—Notwithstanding the time period
8 specified in section 13 of the Federal Power Act (16
9 U.S.C. 806) that would otherwise apply to Federal Energy
10 Regulatory Commission project numbers 12756, 12757,

1 and 12758, the Commission may, at the request of the
2 licensee for the applicable project, and after reasonable no-
3 tice, in accordance with the good faith, due diligence, and
4 public interest requirements of that section and the Com-
5 mission's procedures under that section, extend the time
6 period during which such licensee is required to commence
7 the construction of its applicable project for up to 3 con-
8 secutive 2-year periods from the date of the expiration of
9 the extension originally issued by the Commission under
10 that section for such project.

11 (b) OBLIGATION FOR PAYMENT OF ANNUAL
12 CHARGES.—Any obligation of a licensee for a project de-
13 scribed in subsection (a) for the payment of annual
14 charges under section 10(e) of the Federal Power Act (16
15 U.S.C. 803(e)) shall commence when the construction of
16 the project commences.

17 (c) REINSTATEMENT OF LICENSE; EFFECTIVE DATE
18 FOR EXTENSION.—

19 (1) REINSTATEMENT.—If the time period re-
20 quired for commencement of construction of a
21 project described in subsection (a) has expired prior
22 to the date of the enactment of this Act, the Com-
23 mission may reinstate the license for such project,
24 effective as of the date of the expiration of the li-
25 cense.

1 (2) EFFECTIVE DATE FOR EXTENSION.—If the
2 Commission reinstates a license under paragraph (1)
3 for a project, the first extension authorized under
4 subsection (a) with respect to such project shall take
5 effect on the effective date of such reinstatement
6 under paragraph (1).

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