

115TH CONGRESS  
1ST SESSION

# H. R. 1109

To amend section 203 of the Federal Power Act.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 16, 2017

Mr. WALBERG (for himself, Mrs. DINGELL, Mr. HUDSON, Mr. MCNERNEY, and Mr. MULLIN) introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To amend section 203 of the Federal Power Act.

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. CLARIFICATION OF FACILITY MERGER AU-**  
4 **THORIZATION.**

5 Section 203(a)(1)(B) of the Federal Power Act (16  
6 U.S.C. 824b(a)(1)(B)) is amended by striking “such facili-  
7 ties or any part thereof” and inserting “such facilities, or  
8 any part thereof, of a value in excess of \$10,000,000”.

1 **SEC. 2. NOTIFICATION FOR CERTAIN TRANSACTIONS.**

2 Section 203(a) of the Federal Power Act (16 U.S.C.  
3 824b(a)) is amended by adding at the end the following  
4 new paragraph:

5 “(7)(A) Not later than 180 days after the date  
6 of enactment of this paragraph, the Commission  
7 shall promulgate a rule requiring any public utility  
8 that is seeking to merge or consolidate, directly or  
9 indirectly, its facilities subject to the jurisdiction of  
10 the Commission, or any part thereof, with those of  
11 any other person, to notify the Commission of such  
12 transaction not later than 30 days after the date on  
13 which the transaction is consummated if—

14 “(i) such facilities, or any part thereof, are  
15 of a value in excess of \$1,000,000; and

16 “(ii) such public utility is not required to  
17 secure an order of the Commission under para-  
18 graph (1)(B).

19 “(B) In establishing any notification require-  
20 ment under subparagraph (A), the Commission  
21 shall, to the maximum extent practicable, minimize  
22 the paperwork burden resulting from the collection  
23 of information.”.

1 **SEC. 3. EFFECTIVE DATE.**

2       The amendment made by section 1 shall take effect

3 180 days after the date of enactment of this Act.

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