

Calendar No. 131

115TH CONGRESS
1ST SESSION

S. 491

[Report No. 115–101]

To reinstate and extend the deadline for commencement of construction of
a hydroelectric project involving Clark Canyon Dam.

IN THE SENATE OF THE UNITED STATES

MARCH 2, 2017

Mr. DAINES (for himself, Mr. TESTER, Mr. RISCH, and Mr. CRAPO) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

JUNE 8, 2017

Reported by Ms. MURKOWSKI, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]

A BILL

To reinstate and extend the deadline for commencement of
construction of a hydroelectric project involving Clark
Canyon Dam.

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

1 **SECTION 1. EXTENSION OF TIME FOR A FEDERAL ENERGY**
 2 **REGULATORY COMMISSION PROJECT IN-**
 3 **VOLVING CLARK CANYON DAM.**

4 Notwithstanding the time period described in section
 5 ~~13~~ of the Federal Power Act (~~16 U.S.C. 806~~) that would
 6 otherwise apply to the Federal Energy Regulatory Com-
 7 mission project numbered ~~12429~~, the Federal Energy
 8 Regulatory Commission (referred to in this section as the
 9 “Commission”) shall, at the request of the licensee for the
 10 project, and after reasonable notice and in accordance
 11 with the procedures of the Commission under that section,
 12 reinstate the license and extend the time period during
 13 which the licensee is required to commence construction
 14 of project works for the ~~3~~-year period beginning on the
 15 date of enactment of this Act.

16 **SECTION 1. EXTENSION OF TIME FOR A FEDERAL ENERGY**
 17 **REGULATORY COMMISSION PROJECT IN-**
 18 **VOLVING CLARK CANYON DAM.**

19 *(a) IN GENERAL.—Notwithstanding the time period*
 20 *specified in section 13 of the Federal Power Act (16 U.S.C.*
 21 *806) that would otherwise apply to the Federal Energy Reg-*
 22 *ulatory Commission project numbered 12429, the Federal*
 23 *Energy Regulatory Commission (referred to in this section*
 24 *as the “Commission”) may, at the request of the licensee*
 25 *for the project, and after reasonable notice, in accordance*
 26 *with the good faith, due diligence, and public interest re-*

1 *quirements of, and the procedures of the Commission under,*
 2 *that section, extend the time period during which the li-*
 3 *censee is required to commence construction of the project*
 4 *for not more than 6 years from the date of the expiration*
 5 *of the extension originally issued by the Commission.*

6 *(b) REINSTATEMENT OF EXPIRED LICENSE.—*

7 *(1) IN GENERAL.—If the period required for the*
 8 *commencement of construction of the project described*
 9 *in subsection (a) has expired prior to the date of en-*
 10 *actment of this Act, the Commission may reinstate*
 11 *the license effective as of that date of expiration.*

12 *(2) EXTENSION.—If the Commission reinstates*
 13 *the license under paragraph (1), the first extension*
 14 *authorized under subsection (a) shall take effect on the*
 15 *date of that expiration.*

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