

107TH CONGRESS  
1ST SESSION

# H. R. 1529

To authorize assistance for electric power utility privatization efforts in the Federal Republic of Nigeria.

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IN THE HOUSE OF REPRESENTATIVES

APRIL 4, 2001

Mr. TRAFICANT introduced the following bill; which was referred to the Committee on International Relations

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## A BILL

To authorize assistance for electric power utility privatization efforts in the Federal Republic of Nigeria.

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 “Nigeria Electric Power  
5 Utility Privatization Act of 2001”.

6 **SEC. 2. FINDINGS.**

7 Congress makes the following findings:

8 (1) It is desirable that the Federal Republic of  
9 Nigeria begin a transition to private sector-managed  
10 electric power generation and transmission.

1           (2) Nigeria currently suffers from a shortage of  
2           electric power generation.

3           (3) Power outages are an impediment to eco-  
4           nomic development in Nigeria and place United  
5           States investment at risk.

6 **SEC. 3. STATEMENTS OF POLICY.**

7           Congress declares the following:

8           (1) Privatization of the electric power gener-  
9           ating industry in the Federal Republic of Nigeria is  
10          important to the long-term needs of Nigeria and the  
11          interests of the United States.

12          (2) Involvement of state governments in Nigeria  
13          is critical to the desired result of moving Nigeria to  
14          a private sector-managed electric power utility indus-  
15          try.

16          (3) The affordability and cost-effectiveness of  
17          the strategy to privatize the electric power gener-  
18          ating industry in Nigeria are dependent upon the de-  
19          velopment of new infrastructure and cooperation  
20          with national and local policy decisionmakers and  
21          the private sector.

1 **SEC. 4. PROGRAM TO FACILITATE ELECTRIC POWER UTIL-**  
2 **ITY PRIVATIZATION EFFORTS IN THE STATE**  
3 **OF KOGI, NIGERIA.**

4 (a) ESTABLISHMENT.—The President, acting  
5 through the Administrator of the United States Agency  
6 for International Development, is authorized to establish  
7 a program to provide assistance to the Government of the  
8 Federal Republic of Nigeria for the purpose of facilitating  
9 electric power utility privatization efforts in the State of  
10 Kogi, Nigeria.

11 (b) CONDUCT.—In carrying out the program under  
12 subsection (a), the President shall ensure that the fol-  
13 lowing requirements are met:

14 (1) Assistance provided under the program will  
15 be used for the construction of a natural gas fired  
16 power plant to be located in the State of Kogi.

17 (2) The Government of Kogi State will provide  
18 an appropriate site with necessary infrastructure to  
19 operate the power plant.

20 (3) The Government of Kogi State will provide  
21 within or adjacent to the power plant site areas for  
22 the location of additional power generation units  
23 that are owned and financed by private nongovern-  
24 mental organizations.

25 (4) The Government of Kogi State will initially  
26 own the power plant facility but will divest itself of

1 the facility to the private sector not later than ten  
2 years after the date on which the plant becomes  
3 operational. The plant will be considered to be oper-  
4 ational beginning on the first day on which the plant  
5 exports power generated to any customer or elec-  
6 trical grid.

7 (5) The majority of the equipment and other  
8 products utilized in the construction of the power  
9 plant shall be American-made.

10 (c) AUTHORIZATION OF APPROPRIATIONS.—

11 (1) IN GENERAL.—In addition to amounts oth-  
12 erwise available for the purposes of this section,  
13 there is authorized to be appropriated to carry out  
14 this section \$30,000,000 for fiscal year 2002.

15 (2) AVAILABILITY.—Amounts appropriated pur-  
16 suant to the authorization of appropriations under  
17 paragraph (1) are authorized to remain available  
18 until expended.

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