

109TH CONGRESS
2D SESSION

S. 3851

To provide for the extension of preliminary permit periods by the Federal Energy Regulatory Commission for certain hydroelectric projects in the State of Alaska.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 6, 2006

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

A BILL

To provide for the extension of preliminary permit periods by the Federal Energy Regulatory Commission for certain hydroelectric projects in the State of Alaska.

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. EXTENSION OF PRELIMINARY PERMIT PERI-**
4 **ODS.**

5 (a) DEFINITIONS.—In this section:

6 (1) COMMISSION.—The term “Commission”
7 means the Federal Energy Regulatory Commission.

8 (2) THOMAS BAY PROJECT.—The term “Thom-
9 as Bay project” means—

1 (A) the hydroelectric project of the Com-
2 mission at Cascade Creek, Alaska, preliminary
3 permit number 12495, dated October 8, 2004;

4 (B) the hydroelectric project of the Com-
5 mission at Ruth Lake, Alaska, preliminary per-
6 mit number 12619, dated February 23, 2006;
7 and

8 (C) the hydroelectric project of the Com-
9 mission at Scenery Lake, Alaska, preliminary
10 permit number 12621, dated February 23,
11 2006.

12 (b) EXTENSION.—Notwithstanding section 5 of the
13 Federal Power Act (16 U.S.C. 798) or any other provision
14 of law (including regulations), on receipt of a request from
15 the preliminary permit holder of a Thomas Bay project
16 and after providing reasonable notice, the Commission
17 may extend the period of the preliminary permit for the
18 Thomas Bay project for not more than 2 consecutive 3-
19 year periods following the expiration of the initial prelimi-
20 nary permit for the Thomas Bay project, in accordance
21 with applicable procedures of the Commission.

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