

Calendar No. 151

111<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION**H. R. 2938****[Report No. 111-68]**

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IN THE SENATE OF THE UNITED STATES

JULY 23, 2009

Received; read twice and referred to the Committee on Energy and Natural  
Resources

AUGUST 4, 2009

Reported by Mr. BINGAMAN, without amendment

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## **AN ACT**

To extend the deadline for commencement of construction  
of a hydroelectric project.

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.**

4 (a) IN GENERAL.—Notwithstanding the time period  
5 specified in section 13 of the Federal Power Act (16  
6 U.S.C. 806) that would otherwise apply to the Federal En-  
7 ergy Regulatory Commission project numbered 12187, the  
8 Commission may, at the request of the licensee for the

1 project, and after reasonable notice, in accordance with  
2 the good faith, due diligence, and public interest require-  
3 ments of that section and the Commission's procedures  
4 under that section, extend the time period during which  
5 the licensee is required to commence the construction of  
6 the project for up to 3 consecutive 2-year periods from  
7 the date of the expiration of the extension originally issued  
8 by the Commission.

9 (b) REINSTATEMENT OF EXPIRED LICENSE.—If the  
10 period required for commencement of construction of the  
11 project described in subsection (a) has expired prior to the  
12 date of the enactment of this Act, the Commission may  
13 reinstate the license effective as of the date of its expira-  
14 tion and the first extension authorized under subsection  
15 (a) shall take effect on the date of such expiration.



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