

113TH CONGRESS  
1ST SESSION

# H. R. 316

To reinstate and transfer certain hydroelectric licenses and extend the deadline for commencement of construction of certain hydroelectric projects.

---

## IN THE HOUSE OF REPRESENTATIVES

JANUARY 18, 2013

Ms. ESTY introduced the following bill; which was referred to the Committee on Energy and Commerce

---

## A BILL

To reinstate and transfer certain hydroelectric licenses and extend the deadline for commencement of construction of certain hydroelectric projects.

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 “Collinsville Renewable  
5 Energy Promotion Act”.

6 **SEC. 2. REINSTATEMENT OF EXPIRED LICENSES AND EX-**  
7 **TENSION OF TIME TO COMMENCE CON-**  
8 **STRUCTION OF PROJECTS.**

9 Subject to section 4 of this Act and notwithstanding  
10 the time period under section 13 of the Federal Power

1 Act (16 U.S.C. 806) that would otherwise apply to Federal  
2 Energy Regulatory Commission projects numbered 10822  
3 and 10823, the Federal Energy Regulatory Commission  
4 (referred to in this Act as the “Commission”) may—

5 (1) reinstate the license for either or each of  
6 those projects; and

7 (2) extend for 2 years after the date on which  
8 either or each project is reinstated under paragraph  
9 (1) the time period during which the licensee is re-  
10 quired to commence the construction of such  
11 projects.

12 Prior to reaching any final decision under this section, the  
13 Commission shall provide an opportunity for submission  
14 of comments by interested persons, municipalities, and  
15 States and shall consider any such comment that is timely  
16 submitted.

17 **SEC. 3. TRANSFER OF LICENSES TO THE TOWN OF CANTON,**  
18 **CONNECTICUT.**

19 Notwithstanding section 8 of the Federal Power Act  
20 (16 U.S.C. 801) or any other provision thereof, if the  
21 Commission reinstates the license for, and extends the  
22 time period during which the licensee is required to com-  
23 mence the construction of, a Federal Energy Regulatory  
24 Commission project under section 2, the Commission shall  
25 transfer such license to the town of Canton, Connecticut.

1 **SEC. 4. ENVIRONMENTAL ASSESSMENT.**

2 (a) DEFINITION.—For purposes of this section, the  
3 term “environmental assessment” shall have the same  
4 meaning as is given such term in regulations prescribed  
5 by the Council on Environmental Quality that implement  
6 the National Environmental Policy Act of 1969 (42 U.S.C.  
7 4321 et seq.).

8 (b) ENVIRONMENTAL ASSESSMENT.—Not later than  
9 180 days after the date of enactment of this Act, the Com-  
10 mission shall complete an environmental assessment for  
11 Federal Energy Regulatory Commission projects num-  
12 bered 10822 and 10823, updating, to the extent nec-  
13 essary, the environmental analysis performed during the  
14 process of licensing such projects.

15 (c) COMMENT PERIOD.—Upon issuance of the envi-  
16 ronmental assessment required under subsection (b), the  
17 Commission shall—

18 (1) initiate a 30-day public comment period;

19 and

20 (2) before taking any action under section 2 or

21 3—

22 (A) consider any comments received during  
23 such 30-day period; and

24 (B) incorporate in the license for the  
25 projects involved, such terms and conditions as  
26 the Commission determines to be necessary,

1 based on the environmental assessment per-  
2 formed and comments received under this sec-  
3 tion.

4 **SEC. 5. DEADLINE.**

5 Not later than 270 days after the date of enactment  
6 of this Act, the Commission shall—

7 (1) make a final decision pursuant to para-  
8 graph (1) of section 2; and

9 (2) if the Commission decides to reinstate one  
10 or both of the licenses under such paragraph and ex-  
11 tend the corresponding deadline for commencement  
12 of construction under paragraph (2) of such section,  
13 complete the action required under section 3.

14 **SEC. 6. PROTECTION OF EXISTING RIGHTS.**

15 Nothing in this Act shall affect any valid license  
16 issued by the Commission under section 4 of the Federal  
17 Power Act (16 U.S.C. 797) on or before the date of enact-  
18 ment of this Act or diminish or extinguish any existing  
19 rights under any such license.

○