112TH CONGRESS
1ST SESSION
H. R. 3663

To amend the Federal Power Act to require the Federal Energy Regulatory Commission to minimize infringement on the exercise and enjoyment of property rights in issuing hydropower licenses, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 14, 2011

Mr. HURT (for himself, Mrs. HARTZLER, Mr. LUETKEMEYER, and Mr. LANKFORD) introduced the following bill; which was referred to the Committee on Energy and Commerce

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A BILL

To amend the Federal Power Act to require the Federal Energy Regulatory Commission to minimize infringement on the exercise and enjoyment of property rights in issuing hydropower licenses, and for other purposes.

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 "Supporting Home

5 Owner Rights Enforcement Act".

6 **SEC. 2. HYDROPOWER LICENSES.**

7 (a) Section 4(e) of the Federal Power Act (16 U.S.C.

8 797(e)) is amended—

1   (1) by designating the first, second, and third

2   sentences as paragraphs (1) through (3) respec-

3   tively; and

4   (2) in paragraph (3) (as so designated)—

5   (A) by striking "and" after "recreational

6   opportunities,"; and

7   (B) by inserting ", and minimizing in-

8   fringement on the useful exercise and enjoy-

9   ment of property rights held by nonlicensees"

10   after "aspects of environmental quality".

11   (b) Section 10 of the Federal Power Act (16 U.S.C.

12 803) is amended—

13   (1) in subsection (a)(1), by inserting ", includ-

14   ing minimizing infringement on the useful exercise

15   and enjoyment of property rights held by non-

16   licensees" after "section 4(e)"; and

17   (2) by adding at the end the following:

18   "(k) PRIVATE LANDOWNERSHIP.—In developing any

19 recreational resource within the project boundary, the li-

20 censee shall consider private landownership as a means to

21 encourage and facilitate—

22   "(1) private investment; and

23   "(2) increased tourism and recreational use.".

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