

112TH CONGRESS
1ST SESSION

S. 715

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

IN THE SENATE OF THE UNITED STATES

APRIL 4, 2011

Mr. LIEBERMAN (for himself and Mr. BLUMENTHAL) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

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”.

1 **SEC. 2. REINSTATEMENT OF EXPIRED LICENSES AND EX-**
2 **TENSION OF TIME TO COMMENCE CON-**
3 **STRUCTION OF PROJECTS.**

4 Subject to section 4 of this Act and notwithstanding
5 the time period under section 13 of the Federal Power
6 Act (16 U.S.C. 806) that would otherwise apply to Federal
7 Energy Regulatory Commission projects numbered 10822
8 and 10823, the Federal Energy Regulatory Commission
9 (referred to in this Act as the “Commission”) may—

10 (1) reinstate the license for either or each of
11 those projects; and

12 (2) extend for 2 years after the date on which
13 either or each project is reinstated under paragraph
14 (1) the time period during which the licensee is re-
15 quired to commence the construction of such
16 projects.

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 Regulatory Commis-
24 sion project under section 2, the Commission shall trans-
25 fer 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 1 or
10 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.

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