

118TH CONGRESS
2D SESSION

S. 3373

AN ACT

To require the Federal Energy Regulatory Commission to extend the time period during which licensees are required to commence construction of certain hydropower projects.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. EXTENSION OF TIME TO COMMENCE CON-**
 2 **STRUCTION OF CERTAIN HYDROPOWER**
 3 **PROJECTS.**

4 (a) DEFINITION OF COVERED PROJECT.—In this sec-
 5 tion, the term “covered project” means a hydropower
 6 project with respect to which the Federal Energy Regu-
 7 latory Commission issued a license before March 13, 2020.

8 (b) AUTHORIZATION OF EXTENSION.—Notwith-
 9 standing section 13 of the Federal Power Act (16 U.S.C.
 10 806), on the request of a licensee of a covered project,
 11 the Federal Energy Regulatory Commission may, after
 12 reasonable notice and for good cause shown, extend in ac-
 13 cordance with subsection (c) the period during which the
 14 licensee is required to commence construction of the cov-
 15 ered project for an additional 4 years beyond the 8 years
 16 authorized by that section.

17 (c) PERIOD OF EXTENSION.—An extension of time
 18 to commence construction of a covered project under sub-
 19 section (b) shall—

20 (1) begin on the date on which the final exten-
 21 sion of the period for commencement of construction
 22 granted to the licensee under section 13 of the Fed-
 23 eral Power Act (16 U.S.C. 806) expires; and

24 (2) end on the date that is 4 years after the lat-
 25 est date to which the Federal Energy Regulatory

1 Commission is authorized to extend the period for
2 commencement of construction under that section.

3 (d) REINSTATEMENT OF EXPIRED LICENSE.—If the
4 time period required under section 13 of the Federal
5 Power Act (16 U.S.C. 806) to commence construction of
6 a covered project expires after December 31, 2023, and
7 before the date of enactment of this Act—

8 (1) the Federal Energy Regulatory Commission
9 may reinstate the license for the applicable project
10 effective as of the date of expiration of the license;
11 and

12 (2) the extension authorized under subsection
13 (b) shall take effect on the date of that expiration.

Passed the Senate December 18 (legislative day, December 16), 2024.

Attest:

Secretary.

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