AN ACT

To provide for operations of the Federal Columbia River Power System pursuant to a certain operation plan for a specified period of time, 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,
SECTION 1. DEFINITIONS.

For the purposes of this Act:

(1) FCRPS.—The term “FCRPS” means those portions of the Federal Columbia River Power System that are the subject of the Supplemental Opinion.

(2) Secretaries.—The term “Secretaries” means—

(A) the Secretary of the Interior, acting through the Bureau of Reclamation;

(B) the Secretary of Energy, acting through the Bonneville Power Administration;

and

(C) Secretaries of the Army, acting through the Army Corps of Engineers.


SEC. 2. OPERATION OF FCRPS.

The Secretaries shall operate the FCRPS in a manner consistent with the reasonable and prudent alternative...
set forth in the Supplemental Opinion until the later of the following dates:

(1) September 30, 2022.

(2) The date upon which a subsequent final biological opinion for the FCRPS operations is—

(A) issued after completion of the final environmental impact statement on a record of decision for a new operations plan for the FCRPS; and

(B) in effect, with no pending further judicial review.

SEC. 3. AMENDMENTS TO SUPPLEMENTAL OPINION.

(a) IN GENERAL.—Notwithstanding section 2, the Secretaries may amend portions of the Supplemental Opinion and operate the FCRPS in accordance with such amendments, before the date established under section 2 if all of the Secretaries determine, in the sole discretion of each Secretary, that—

(1) the amendment is necessary for public safety or transmission and grid reliability; or

(2) the actions, operations, or other requirements that the amendment would remove are no longer warranted.

(b) RESTRICTION ON AMENDMENTS.—The process described in subsection (a) shall be the only method by
which the Secretaries may operate the FCRPS during the
time period established under section 2 in any way that
is not consistent with the reasonable and prudent alter-
natives set forth in the Supplemental Opinion.

SEC. 4. LIMITATION ON RESTRICTING FCRPS ELECTRICAL
GENERATION OR NAVIGATION ON THE SNAKE
RIVER.

No structural modification, action, study, or engi-
neering plan that restricts electrical generation at any
FCRPS hydroelectric dam, or that limits navigation on
the Snake River in the State of Washington, Oregon, or
Idaho, shall proceed unless such proposal is specifically
and expressly authorized by an Act of Congress enacted
after the date of the enactment of this Act. Nothing in
this section affects or interferes with the authority of the
Secretaries to conduct operation and maintenance activi-
ties or make capital improvements necessary to meet au-
thorized project purposes of FCRPS facilities.

Passed the House of Representatives April 25, 2018.

Attest: KAREN L. HAAS,
Clerk.