

111TH CONGRESS  
2D SESSION

# H. R. 4451

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IN THE SENATE OF THE UNITED STATES

JUNE 17, 2010

Received; read twice and referred to the Committee on Energy and Natural  
Resources

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## AN ACT

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,*

1 **SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Collinsville Renewable  
3 Energy Promotion Act”.

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

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

13           (1) reinstate the license for either or each of  
14 those projects; and

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

20 Prior to reaching any final decision under this section, the  
21 Commission shall provide an opportunity for submission  
22 of comments by interested persons, municipalities, and  
23 States and shall consider any such comment that is timely  
24 submitted.

1 **SEC. 3. TRANSFER OF LICENSES TO THE TOWN OF CANTON,**  
2 **CONNECTICUT.**

3       Notwithstanding section 8 of the Federal Power Act  
4 (16 U.S.C. 801) or any other provision thereof, if the  
5 Commission reinstates the license for, and extends the  
6 time period during which the licensee is required to com-  
7 mence the construction of, a Federal Energy Regulatory  
8 Commission project under section 2, the Commission shall  
9 transfer such license to the town of Canton, Connecticut.

10 **SEC. 4. ENVIRONMENTAL ASSESSMENT.**

11       (a) DEFINITION.—For purposes of this section, the  
12 term “environmental assessment” shall have the same  
13 meaning as is given such term in regulations prescribed  
14 by the Council on Environmental Quality that implement  
15 the National Environmental Policy Act of 1969 (42 U.S.C.  
16 4321 et seq.).

17       (b) ENVIRONMENTAL ASSESSMENT.—Not later than  
18 180 days after the date of enactment of this Act, the Com-  
19 mission shall complete an environmental assessment for  
20 Federal Energy Regulatory Commission projects num-  
21 bered 10822 and 10823, updating, to the extent nec-  
22 essary, the environmental analysis performed during the  
23 process of licensing such projects.

24       (c) COMMENT PERIOD.—Upon issuance of the envi-  
25 ronmental assessment required under subsection (b), the  
26 Commission shall—

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

3           (2) before taking any action under section 2 or  
4       3—

5                 (A) consider any comments received during  
6       such 30-day period; and

7                 (B) incorporate in the license for the  
8       projects involved, such terms and conditions as  
9       the Commission determines to be necessary,  
10      based on the environmental assessment per-  
11      formed and comments received under this sec-  
12      tion.

13 **SEC. 5. DEADLINE.**

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

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

18           (2) if the Commission decides to reinstate 1 or  
19      both of the licenses under such paragraph and ex-  
20      tend the corresponding deadline for commencement  
21      of construction under paragraph (2) of such section,  
22      complete the action required under section 3.

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

24       Nothing in this Act shall affect any valid license  
25 issued by the Commission under section 4 of the Federal

- 1 Power Act (16 U.S.C. 797) on or before the date of enact-
- 2 ment of this Act or diminish or extinguish any existing
- 3 rights under any such license.

Passed the House of Representatives June 16, 2010.

Attest:                      LORRAINE C. MILLER,  
*Clerk.*