

111TH CONGRESS  
2D SESSION

# H. R. 6107

To amend section 301(d) of the Hoover Power Plant Act of 1984 to provide for notice regarding certification of certain projects, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 14, 2010

Mr. HASTINGS of Washington introduced the following bill; which was referred to the Committee on Natural Resources

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## A BILL

To amend section 301(d) of the Hoover Power Plant Act of 1984 to provide for notice regarding certification of certain projects, 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 “American Taxpayer  
5       and Western Area Power Administration Firm Power  
6       Customer Protection and Government Accountability  
7       Act”.

1 **SEC. 2. CERTIFICATION.**

2 Section 301(d) of the Hoover Power Plant Act of  
3 1984 (42 U.S.C. 16421a(d)) is amended to read as fol-  
4 lows:

5 “(d) CERTIFICATION.—

6 “(1) IN GENERAL.—For each project in which  
7 the Western Area Power Administration participates  
8 pursuant to this section, the Administrator shall cer-  
9 tify, prior to committing funds for any such project,  
10 that—

11 “(A) the project is in the public interest;

12 “(B) the project will not adversely impact  
13 system reliability or operations, or other statu-  
14 tory obligations;

15 “(C) it is reasonable to expect that the  
16 proceeds from the project shall be adequate to  
17 make repayment of the loan;

18 “(D) appropriate agreements have been ex-  
19 ecuted to ensure that project beneficiaries shall  
20 be solely responsible for repaying all capital and  
21 operation, maintenance, and replacement costs  
22 of the project; and

23 “(E) no Federal costs associated with con-  
24 structing, financing, facilitating, planning, oper-  
25 ating, maintaining, or studying any project  
26 hereunder shall be allocated, assigned, or recov-

1           ered from customers or rates of any other  
2           Western Area Power Administration power and  
3           transmission facility.

4           “(2) NOTICE.—Upon making a certification  
5           under paragraph (1), the Administrator shall—

6                   “(A) publish a notice in the Federal Reg-  
7           ister stipulating the Administrator’s justifica-  
8           tion for certification, including supporting fi-  
9           nancial and engineering documentation; and

10                   “(B) notify, and provide documentation to,  
11           the Committee on Natural Resources of the  
12           House of Representatives and the Committee  
13           on Energy and Natural Resources of the Senate  
14           regarding the certification.

15           “(3) PUBLICATION.—The Administrator shall  
16           not execute any contract related to a certified  
17           project sooner than 90 days after publication in the  
18           Federal Register of the project certification.”.

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