

111TH CONGRESS  
2D SESSION

# S. 3532

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

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IN THE SENATE OF THE UNITED STATES

JUNE 24, 2010

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

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

22 **SEC. 3. TRANSFER OF LICENSES TO THE TOWN OF CANTON,**  
23 **CONNECTICUT.**

24 Notwithstanding section 8 of the Federal Power Act  
25 (16 U.S.C. 801) or any other provision thereof, if the  
26 Commission reinstates the license for, and extends the

1 time period during which the licensee is required to com-  
 2 mence the construction of, a Federal Energy Regulatory  
 3 Commission project under section 2, the Commission shall  
 4 transfer such license to the town of Canton, Connecticut.

5 **SEC. 4. ENVIRONMENTAL ASSESSMENT.**

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

12 (b) ENVIRONMENTAL ASSESSMENT.—Not later than  
 13 180 days after the date of enactment of this Act, the Com-  
 14 mission shall complete an environmental assessment for  
 15 Federal Energy Regulatory Commission projects num-  
 16 bered 10822 and 10823, updating, to the extent nec-  
 17 essary, the environmental analysis performed during the  
 18 process of licensing such projects.

19 (c) COMMENT PERIOD.—Upon issuance of the envi-  
 20 ronmental assessment required under subsection (b), the  
 21 Commission shall—

- 22 (1) initiate a 30-day public comment period;
- 23 and
- 24 (2) before taking any action under section 2 or
- 25 3—

1 (A) consider any comments received during  
2 such 30-day period; and

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

9 **SEC. 5. DEADLINE.**

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

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

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

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

20 Nothing in this Act shall affect any valid license  
21 issued by the Commission under section 4 of the Federal  
22 Power Act (16 U.S.C. 797) on or before the date of enact-  
23 ment of this Act or diminish or extinguish any existing  
24 rights under any such license.

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