

Calendar No. _____

114TH CONGRESS
1ST SESSION

S. 2046

[Report No. 114-_____]]

To authorize the Federal Energy Regulatory Commission to issue an order continuing a stay of a hydroelectric license for the Mahoney Lake hydroelectric project in the State of Alaska, and for other purposes.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 17, 2015

Ms. MURKOWSKI introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

_____ (legislative day, _____), _____

Reported by Ms. MURKOWSKI, without amendment

A BILL

To authorize the Federal Energy Regulatory Commission to issue an order continuing a stay of a hydroelectric license for the Mahoney Lake hydroelectric project in the State of Alaska, 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,*

1 **SECTION 1. STAY AND REINSTATEMENT OF FERC LICENSE**
2 **NO. 11393 FOR THE MAHONEY LAKE HYDRO-**
3 **ELECTRIC PROJECT.**

4 (a) DEFINITIONS.—In this section:

5 (1) COMMISSION.—The term “Commission”
6 means the Federal Energy Regulatory Commission.

7 (2) LICENSE.—The term “license” means the
8 license for Commission project number 11393.

9 (3) LICENSEE.—The term “licensee” means the
10 holder of the license.

11 (b) STAY OF LICENSE.—On the request of the li-
12 censee, the Commission shall issue an order continuing the
13 stay of the license.

14 (c) LIFTING OF STAY.—On the request of the li-
15 censee, but not later than 10 years after the date of enact-
16 ment of this Act, the Commission shall—

17 (1) issue an order lifting the stay of the license
18 under subsection (b); and

19 (2) make the effective date of the license the
20 date on which the stay is lifted under paragraph (1).

21 (d) EXTENSION OF LICENSE.—On the request of the
22 licensee and notwithstanding the time period specified in
23 section 13 of the Federal Power Act (16 U.S.C. 806) for
24 commencement of construction of the project subject to
25 the license, the Commission shall, after reasonable notice
26 and in accordance with the good faith, due diligence, and

1 public interest requirements of that section, extend the
2 time period during which the licensee is required to com-
3 mence the construction of the project for not more than
4 3 consecutive 2-year periods, notwithstanding any other
5 provision of law.

6 (e) EFFECT.—Nothing in this Act prioritizes, or cre-
7 ates any advantage or disadvantage to, Commission
8 project number 11393 under Federal law, including the
9 Federal Power Act (16 U.S.C. 791a et seq.) or the Public
10 Utility Regulatory Policies Act of 1978 (16 U.S.C. 2601
11 et seq.), as compared to—

12 (1) any electric generating facility in existence
13 on the date of enactment of this Act; or

14 (2) any electric generating facility that may be
15 examined, proposed, or developed during the period
16 of any stay or extension of the license under this
17 Act.