

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: In the nature of a substitute.

**IN THE SENATE OF THE UNITED STATES—115th Cong., 2d Sess.**

**S. 930**

To require the Administrator of the Western Area Power Administration to establish a pilot project to provide increased transparency for customers, and for other purposes.

Referred to the Committee on \_\_\_\_\_ and  
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended  
to be proposed by \_\_\_\_\_

Viz:

1 Strike all after the enacting clause and insert the fol-  
2 lowing:

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Western Area Power  
5 Administration Transparency Act”.

6 **SEC. 2. WESTERN AREA POWER ADMINISTRATION PILOT**  
7 **PROJECT.**

8 (a) IN GENERAL.—Not later than 120 days after the  
9 date of enactment of this Act, the Administrator of the  
10 Western Area Power Administration (referred to in this  
11 section as the “Administrator”) shall—

1           (1) establish a pilot project, as part of the con-  
2           tinuous process improvement program and to pro-  
3           vide increased transparency for customers—

4                   (A) to make available a database of infor-  
5                   mation relating to the Western Area Power Ad-  
6                   ministration in accordance with paragraph (2);  
7                   and

8                   (B) to provide annual updates to the data-  
9                   base in accordance with subsection (b); and

10           (2) publish on a publicly available website of  
11           the Western Area Power Administration, a database  
12           of the following information, beginning with fiscal  
13           year 2008, relating to the Western Area Power Ad-  
14           ministration:

15                   (A) By power system and in a consistent  
16                   format, rates charged to customers for power  
17                   and transmission service.

18                   (B) By power system, the amount of ca-  
19                   pacity or energy sold.

20                   (C) By region, an accounting, at the task  
21                   level, budget activity level, organizational code  
22                   level, and object class level, of all expenditures,  
23                   including—

24                           (i) indirect costs, including overhead  
25                           costs;

1 (ii) direct charges and direct alloca-  
2 tions;

3 (iii) costs related to contract staff;

4 (iv) costs related to independent con-  
5 sultants;

6 (v) the number of full-time equiva-  
7 lents;

8 (vi) charges to the region from the  
9 headquarters office of the Western Area  
10 Power Administration for all annual and  
11 capital costs; and

12 (vii) expenses incurred on behalf of  
13 other Federal agencies or programs or  
14 third parties for the administration of pro-  
15 grams not related to the marketing, trans-  
16 mission, or wheeling of Federal hydro-  
17 power resources within the Western Area  
18 Power Administration marketing area, in-  
19 cluding—

20 (I) indirect costs, including over-  
21 head costs;

22 (II) direct charges and alloca-  
23 tions;

24 (III) costs related to contract  
25 staff; and

1 (IV) the number of full-time  
2 equivalents.

3 (D) For the headquarters office of the  
4 Western Area Power Administration, an ac-  
5 counting, at the task level, budget activity level,  
6 organizational code level, and object class level,  
7 of all expenditures, including—

8 (i) indirect costs, including overhead  
9 costs;

10 (ii) direct charges and direct alloca-  
11 tions;

12 (iii) costs related to contract staff;

13 (iv) costs related to independent con-  
14 sultants;

15 (v) the number of full-time equiva-  
16 lents;

17 (vi) a summary of any expenditures  
18 described in this paragraph, with the total  
19 amount paid by each region and power sys-  
20 tem; and

21 (vii) expenses incurred on behalf of  
22 other Federal agencies or programs or  
23 third parties for the administration of pro-  
24 grams not related to the marketing, trans-  
25 mission, or wheeling of Federal hydro-

1 power resources within the Western Area  
2 Power Administration marketing area, in-  
3 cluding—

4 (I) indirect costs, including over-  
5 head costs;

6 (II) direct charges and alloca-  
7 tions;

8 (III) costs related to contract  
9 staff; and

10 (IV) the number of full-time  
11 equivalents.

12 (E) Capital expenditures for each project,  
13 including—

14 (i) capital investments delineated by  
15 the year in which each investment is placed  
16 into service; and

17 (ii) the sources of capital for each in-  
18 vestment.

19 (b) ANNUAL SUMMARY.—

20 (1) IN GENERAL.—Not later than 120 days  
21 after the end of each fiscal year in which the pilot  
22 project is being carried out under this section, the  
23 Administrator shall make available on a publicly  
24 available website—

1 (A) updates to documents made available  
2 on the date of the initial publication of the in-  
3 formation on the website under subsection  
4 (a)(2);

5 (B) an identification of the annual changes  
6 in the information published on the website  
7 under subsection (a)(2);

8 (C) the reasons for the changes identified  
9 under subparagraph (B);

10 (D) subject to paragraph (2), the total  
11 amount of the unobligated balances retained by  
12 the Western Area Power Administration at the  
13 end of the prior fiscal year within each project  
14 and headquarters by—

15 (i) purpose or function;

16 (ii) source of funding;

17 (iii) anticipated program allotment;

18 and

19 (iv) underlying authority for each  
20 source of funding; and

21 (E) the anticipated level of unobligated  
22 balances that the Western Area Power Adminis-  
23 tration expects to retain at the end of the fiscal  
24 year in which the annual summary is published,  
25 as delineated by each of the categories de-

1           scribed in clauses (i) through (iv) of subpara-  
2           graph (D).

3           (2) LIMITATION.—Amounts in the Upper Colo-  
4           rado River Basin Fund established by section 5(a)  
5           of the Act of April 11, 1956 (commonly known as  
6           the “Colorado River Storage Project Act”) (43  
7           U.S.C. 620d(a)), shall not considered to be an unob-  
8           ligated balance retained by the Western Area Power  
9           Administration for purposes of paragraph (1)(D).

10          (c) TERMINATION.—The pilot project under this sec-  
11          tion shall terminate on the date that is 7 years after the  
12          date of enactment of this Act.