

115TH CONGRESS
2D SESSION

H. R. 5181

To require certain licensees under the Federal Power Act make annual payments to the county in which a licensed hydropower facility is located, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 6, 2018

Mr. FASO introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To require certain licensees under the Federal Power Act make annual payments to the county in which a licensed hydropower facility is located, 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 “Local Taxpayer Pro-
5 tection Act of 2018”.

6 **SEC. 2. PAYMENT OF FEES BY CERTAIN HYDROPOWER FA-**
7 **CILITY LICENSE HOLDERS.**

8 (a) INITIAL PAYMENT.—Not later than 1 year after
9 the date of enactment of this Act, and annually thereafter

1 for the duration of the applicable license and any subse-
2 quent license received for the same facility and related op-
3 erations, a covered licensee shall make an annual payment
4 to the county in which the applicable licensed project is
5 located beginning in the amount of \$1,800,000.

6 (b) INCREASE IN SUBSEQUENT PAYMENTS.—The
7 amount of each annual payment occurring after the first
8 annual payment shall increase by 2 percent of the pre-
9 ceding annual payment.

10 (c) REMAINING OBLIGATIONS.—The payment of
11 funds under this section shall not affect the obligation of
12 the covered licensee to pay any other funds required to
13 be paid to a county under the terms of a judicial decree
14 or settlement of an action brought by one or more counties
15 against the covered licensee.

16 (d) STATUTORY CONSTRUCTION.—Nothing in this
17 section shall be construed to authorize an increase in the
18 rates and charges for electric energy of a covered licensee.

19 (e) COVERED LICENSEE DEFINED.—In this section,
20 the term “covered licensee” means a State, or any subdivi-
21 sion thereof, that—

22 (1) received a license under section 10 of the
23 Federal Power Act (16 U.S.C. 803) for a pumped-
24 storage facility; and

1 (2) filed for such license in April of 2017.

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