

112TH CONGRESS  
1ST SESSION

# S. 1988

To amend the Federal Power Act to require the Federal Energy Regulatory Commission to consider private landownership and private use of land in issuing hydropower licenses, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

DECEMBER 14, 2011

Mr. BLUNT (for himself, Mrs. McCASKILL, Mr. INHOFE, Mr. COBURN, and Mr. ENZI) 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 amend the Federal Power Act to require the Federal Energy Regulatory Commission to consider private landownership and private use of land in issuing hydropower licenses, 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 “Supporting Home  
5       Owner Rights Enforcement Act”.

6       **SEC. 2. HYDROPOWER LICENSES.**

7       (a) Section 4(e) of the Federal Power Act (16 U.S.C.  
8       797(e)) is amended—

1           (1) by designated the first, second, and third  
2 sentences as paragraphs (1) through (3) respec-  
3 tively; and

4           (2) in paragraph (3) (as so designated), by in-  
5 serting “private landownership by any nonlicensee  
6 and private use of land,” before “recreational oppor-  
7 tunities”.

8           (b) Section 10 of the Federal Power Act (16 U.S.C.  
9 803) is amended—

10           (1) in subsection (a)(1), by inserting “private  
11 landownership by any nonlicensee and private use of  
12 land,” after “water supply”; and

13           (2) by adding at the end the following:

14           “(k) PRIVATE LANDOWNERSHIP.—

15           “(1) IN GENERAL.—In developing any rec-  
16 reational resource within the project boundary, the  
17 licensee shall consider private landownership by any  
18 nonlicensee as a means to encourage and facilitate—

19                   “(A) private investment; and

20                   “(B) increased tourism and recreational  
21 use.

22           “(2) LICENSES.—

23                   “(A) FUTURE LICENSES.—The Commis-  
24 sion shall include the text contained in para-

1 graph (1) in any license issued after the date  
2 of enactment of this subsection.

3 “(B) EXISTING LICENSES.—Any licensee  
4 may include the text contained in paragraph (1)  
5 in any license in effect as of the date of enact-  
6 ment of this subsection.”

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