

115TH CONGRESS
2D SESSION

H. R. 5556

To provide for transparency and reporting related to direct and indirect costs incurred by the Bonneville Power Administration, the Western Area Power Administration, the Southwestern Power Administration, and the Southeastern Power Administration related to compliance with any Federal environmental laws impacting the conservation of fish and wildlife, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 18, 2018

Mr. GOSAR (for himself, Mr. ABRAHAM, Mr. AMODEI, Mr. BIGGS, Mr. BRAT, Mr. BUCK, Mr. BUDD, Mr. GIANFORTE, Mr. GOHMERT, Mr. JONES, Mr. KING of Iowa, Mr. MCCLINTOCK, Mr. MCKINLEY, Mr. NORMAN, Mr. PEARCE, Mr. SCHRADER, and Mr. YOHO) introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To provide for transparency and reporting related to direct and indirect costs incurred by the Bonneville Power Administration, the Western Area Power Administration, the Southwestern Power Administration, and the Southeastern Power Administration related to compliance with any Federal environmental laws impacting the conservation of fish and wildlife, 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. SHORT TITLE.**

2 This Act may be cited as the “Environmental Compli-
3 ance Cost Transparency Act of 2018”.

4 **SEC. 2. TRANSPARENCY AND REPORTING.**

5 (a) **INFORMATION INCLUDED IN MONTHLY BILLING**
6 **TO POWER CUSTOMERS.**—The Administrators of each of
7 the Bonneville Power Administration, the Western Area
8 Power Administration, the Southwestern Power Adminis-
9 tration, and the Southeastern Power Administration shall
10 include in monthly billings sent to each of their power cus-
11 tomers information estimating and reporting the costs of
12 the customer’s share of the direct and indirect costs that
13 are incurred by the administration related to compliance
14 with any Federal environmental laws impacting the con-
15 servation of fish and wildlife considered by the Adminis-
16 trator concerned, at that Administrator’s sole discretion
17 after consultation with consumers, to be relevant.

18 (b) **DIRECT COSTS.**—Direct costs reported under this
19 section shall include Federal agency obligations related to
20 costs of studies; capital, operation, maintenance, and re-
21 placement costs; and staffing costs.

22 (c) **INDIRECT COSTS.**—Indirect costs reported under
23 this section shall include foregone generation and replace-
24 ment power costs, including the net costs of any trans-
25 mission.

1 (d) COORDINATION.—The Commissioner of the Bu-
2 reau of Reclamation and the head of any other affected
3 Federal agency shall assist the Administrators with the
4 identification of the costs.

5 (e) REPORT.—No later than January 30 of each
6 year, each of the Administrators referred to in subsection
7 (a), in coordination with the Bureau of Reclamation and
8 other affected Federal agencies, shall provide an annual
9 report to the appropriate committees of the House of Rep-
10 resentatives and the Senate that includes—

11 (1) estimates of the total direct and indirect
12 costs that are incurred by the administration related
13 to compliance with any Federal environmental laws
14 impacting the conservation of fish and wildlife con-
15 sidered by the Administrator concerned, at that Ad-
16 ministrators' sole discretion after consultation with
17 consumers, to be relevant; and

18 (2) the sources of replacement power.

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