

103^D CONGRESS
2^D SESSION

H. R. 3780

To direct the President to develop a plan for transferring all real property, facilities, and equipment of the Federal Power Marketing Administrations to public and private entities, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 2, 1994

Mr. INGLIS of South Carolina introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To direct the President to develop a plan for transferring all real property, facilities, and equipment of the Federal Power Marketing Administrations to public and private entities, 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 “Federal Power Market-
5 ing Administrations Privatization Act of 1994”.

1 **SEC. 2. PRIVATIZATION OF FEDERAL POWER MARKETING**
2 **ADMINISTRATIONS.**

3 (a) SENSE OF CONGRESS.—It is the sense of Con-
4 gress that—

5 (1) the power generation and transmission fa-
6 cilities of the Federal Power Marketing Administra-
7 tions should be privatized; and

8 (2) the transfer of all property of the Federal
9 Power Marketing Administrations remaining after
10 such privatization should be made to other Federal,
11 State, and local agencies in an orderly and expedi-
12 tious manner.

13 (b) PURPOSES.—The purposes of this section are—

14 (1) to achieve the intention of Congress set
15 forth in subsection (a) by requiring the President to
16 develop a plan—

17 (A) for the sale of the power generating
18 and transmission facilities and equipment of the
19 Federal Power Marketing Administrations to
20 the private sector in groupings that will intro-
21 duce competition into the generation and sale of
22 electric power;

23 (B) for the transfer to other governmental
24 entities of all property of the Federal Power
25 Marketing Administrations remaining after the

1 sales and transfers described in subparagraph
2 (A); and

3 (C) for the orderly termination of the Fed-
4 eral Power Marketing Administrations after the
5 completion of such sales and transfers; and

6 (2) to provide a method for reducing the na-
7 tional debt through the use of the income derived
8 from such sales and transfers.

9 (c) PRIVATIZATION PLAN.—

10 (1) IN GENERAL.—Not later than September
11 30, 1994, the President shall develop and transmit
12 to Congress a plan for transferring, by sale or other-
13 wise, all real property, facilities, and equipment of
14 the Federal Power Marketing Administrations to ap-
15 propriate public and private entities.

16 (2) CONTENTS.—The plan to be developed
17 under paragraph (1) shall include, at a minimum,
18 recommendations (including legislative recommenda-
19 tions) of the President concerning each of the follow-
20 ing:

21 (A) TRANSFER OF POWER FACILITIES AND
22 EQUIPMENT.—Transfer by sale of the power
23 generation and transmission facilities and
24 equipment of the Federal Power Marketing Ad-
25 ministrations, including real property used in

1 connection with such facilities and equipment,
2 for the purpose of maximizing proceeds from
3 such sales. Such transfers may provide for the
4 sale of generating equipment and facilities to
5 persons other than the persons to whom trans-
6 mission facilities are sold. Such transfers shall
7 be subject to the following conditions: Former
8 customers of power from the Federal Power
9 Marketing Administrations shall continue to be
10 served and reliability of service shall be ensured
11 by establishing control areas in cooperation
12 with surrounding control areas. Such transfers
13 may provide, to the extent practicable, for the
14 grouping of facilities utilizing different sources
15 of power (including coal-fired, nuclear, and hy-
16 droelectric generating facilities) and provide for
17 access to the transmission grids of the Federal
18 Power Marketing Administrations by such
19 groupings to ensure availability of power from
20 different sources and to enhance competition.
21 All outstanding loans associated with such fa-
22 cilities and equipment shall be assumed by the
23 purchasers.

24 (B) TRANSFER OF JURISDICTIONAL AU-
25 THORITY OVER REAL PROPERTY.—Transfer to

1 appropriate governmental departments and
2 agencies, including the National Park Service,
3 of jurisdictional authority over real property
4 which is controlled by the Federal Power Mar-
5 keting Administrations and which is not trans-
6 ferred under subparagraph (A).

7 (C) TRANSFER OF CERTAIN FUNCTIONS.—
8 Transfer to appropriate Federal departments
9 and agencies of functions of the Federal Power
10 Marketing Administrations which are not relat-
11 ed to power generation and sale.

12 (D) TERMINATION OF FEDERAL POWER
13 MARKETING ADMINISTRATIONS.—Termination
14 of the Federal Power Marketing Administra-
15 tions after the transfers under subparagraphs
16 (A), (B), and (C) have been made.

17 (3) ADDITIONAL REQUIREMENTS.—The plan
18 developed under paragraph (1) shall include—

19 (A) a step-by-step procedure to carry out
20 the sales and transfers described in paragraph
21 (2);

22 (B) a timetable for implementation of each
23 step of the plan;

24 (C) an estimate of the amount of antici-
25 pated net proceeds from the sale of assets of

1 the Federal Power Marketing Administrations;
2 and

3 (D) an estimate of the cost of implement-
4 ing the plan.

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