

## S 1802

### Public Power Risk Management Act of 2013

**Congress:** 113 (2013–2015, Ended)

**Chamber:** Senate

**Policy Area:** Finance and Financial Sector

**Introduced:** Dec 11, 2013

**Current Status:** Read twice and referred to the Committee on Agriculture, Nutrition, and Forestry.

**Latest Action:** Read twice and referred to the Committee on Agriculture, Nutrition, and Forestry. (Dec 11, 2013)

**Official Text:** <https://www.congress.gov/bill/113th-congress/senate-bill/1802>

### Sponsor

**Name:** Sen. Donnelly, Joe [D-IN]

**Party:** Democratic • **State:** IN • **Chamber:** Senate

### Cosponsors (14 total)

| Cosponsor                       | Party / State | Role | Date Joined  |
|---------------------------------|---------------|------|--------------|
| Sen. Blunt, Roy [R-MO]          | R · MO        |      | Dec 11, 2013 |
| Sen. Coats, Daniel [R-IN]       | R · IN        |      | Dec 11, 2013 |
| Sen. Collins, Susan M. [R-ME]   | R · ME        |      | Dec 11, 2013 |
| Sen. Heitkamp, Heidi [D-ND]     | D · ND        |      | Dec 11, 2013 |
| Sen. Inhofe, James M. [R-OK]    | R · OK        |      | Dec 11, 2013 |
| Sen. Leahy, Patrick J. [D-VT]   | D · VT        |      | Dec 11, 2013 |
| Sen. Whitehouse, Sheldon [D-RI] | D · RI        |      | Dec 11, 2013 |
| Sen. McCaskill, Claire [D-MO]   | D · MO        |      | Dec 12, 2013 |
| Sen. Shaheen, Jeanne [D-NH]     | D · NH        |      | Dec 16, 2013 |
| Sen. Rubio, Marco [R-FL]        | R · FL        |      | Jan 7, 2014  |
| Sen. Klobuchar, Amy [D-MN]      | D · MN        |      | Feb 24, 2014 |
| Sen. Manchin, Joe, III [D-WV]   | D · WV        |      | Feb 24, 2014 |
| Sen. Thune, John [R-SD]         | R · SD        |      | Mar 12, 2014 |
| Sen. Boozman, John [R-AR]       | R · AR        |      | Apr 10, 2014 |

### Committee Activity

| Committee                                      | Chamber | Activity    | Date         |
|--|---------|-------------|--------------|
| Agriculture, Nutrition, and Forestry Committee | Senate  | Referred To | Dec 11, 2013 |

### Subjects & Policy Tags

#### Policy Area:

Finance and Financial Sector

## Related Bills

| Bill                        | Relationship   | Last Action   |
|-----------------------------|----------------|---|
| <a href="#">113 HR 4413</a> | Related bill   | <b>Jun 25, 2014:</b> Received in the Senate and Read twice and referred to the Committee on Agriculture, Nutrition, and Forestry. |
| <a href="#">113 HR 1038</a> | Identical bill | <b>Jun 13, 2013:</b> Received in the Senate and Read twice and referred to the Committee on Agriculture, Nutrition, and Forestry. |

## Summary (as of Dec 11, 2013)

Public Power Risk Management Act of 2013 - Amends the Commodity Exchange Act to direct the Commodity Futures Trading Commission (CFTC), when it determines whether to provide an exemption to designation as a swap dealer, to treat a utility operations-related swap entered into with a utility special entity as if such swap were entered into with an entity that is not a special entity. (Thus exempts an entity entering into a utility operations-related swap with a utility special entity from mandatory registration as a swap dealer.)

Requires transactions in utility operations-related swaps to be reported according to requirements for the reporting of uncleared swaps.

Defines "utility special entity" as a special entity, or any instrumentality, department, or corporation of or established by a state or local government, that: (1) owns or operates an electric or natural gas facility or an electric or natural gas operation; (2) supplies natural gas or electric energy to another utility special entity; (3) has public service obligations under federal, state, or local law or regulation to deliver electric energy or natural gas service to customers; or (4) is a federal power marketing agency.

Redefines swap to include a utility operations-related swap.

Defines "utility operations-related swap" as one that: (1) is entered into to hedge or mitigate commercial risk; (2) is associated with specified transactions in electric energy or natural gas; and (3) is not a contract, agreement, or transaction based on, derived on, or referencing

- an interest rate, credit, equity, or currency asset class; or
- a metal, agricultural commodity, or crude oil or gasoline commodity of any grade, except as used as fuel for electric energy generation.

## Actions Timeline

- **Dec 11, 2013:** Introduced in Senate
- **Dec 11, 2013:** Read twice and referred to the Committee on Agriculture, Nutrition, and Forestry.