

## HR 678

Bureau of Reclamation Small Conduit Hydropower Development and Rural Jobs Act

**Congress:** 113 (2013–2015, Ended)

**Chamber:** House

**Policy Area:** Energy

**Introduced:** Feb 13, 2013

**Current Status:** Became Public Law No: 113-24.

**Latest Action:** Became Public Law No: 113-24. (Aug 9, 2013)

**Law:** 113-24 (Enacted Aug 9, 2013)

**Official Text:** <https://www.congress.gov/bill/113th-congress/house-bill/678>

### Sponsor

**Name:** Rep. Tipton, Scott R. [R-CO-3]

**Party:** Republican • **State:** CO • **Chamber:** House

### Cosponsors (11 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Amodei, Mark E. [R-NV-2]	R · NV		Feb 13, 2013
Rep. Coffman, Mike [R-CO-6]	R · CO		Feb 13, 2013
Rep. Costa, Jim [D-CA-16]	D · CA		Feb 13, 2013
Rep. Cramer, Kevin [R-ND-At Large]	R · ND		Feb 13, 2013
Rep. Gosar, Paul A. [R-AZ-4]	R · AZ		Feb 13, 2013
Rep. Lummis, Cynthia M. [R-WY-At Large]	R · WY		Feb 13, 2013
Rep. McClintock, Tom [R-CA-4]	R · CA		Feb 13, 2013
Rep. Smith, Adrian [R-NE-3]	R · NE		Feb 13, 2013
Rep. Gardner, Cory [R-CO-4]	R · CO		Feb 15, 2013
Rep. Daines, Steve [R-MT-At Large]	R · MT		Mar 20, 2013
Rep. LaMalfa, Doug [R-CA-1]	R · CA		Mar 20, 2013

### Committee Activity

Committee	Chamber	Activity	Date
Energy and Natural Resources Committee	Senate	Reported By	May 13, 2013
Natural Resources Committee	House	Discharged from	Mar 20, 2013

### Subjects & Policy Tags

**Policy Area:**

Energy

## Related Bills

Bill	Relationship	Last Action
113 HR 2	Related bill	<b>Nov 17, 2014:</b> Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 601.
113 HR 1963	Related bill	<b>Jul 31, 2014:</b> Placed on Senate Legislative Calendar under General Orders. Calendar No. 518.
113 S 306	Identical bill	<b>Jun 3, 2013:</b> By Senator Wyden from Committee on Energy and Natural Resources filed written report. Report No. 113-35.
113 HRES 140	Procedurally related	<b>Apr 10, 2013:</b> Motion to reconsider laid on the table Agreed to without objection.

## Summary (as of Aug 9, 2013)

**(This measure has not been amended since it was passed by the House on April 10, 2013. The summary of that version is repeated here.)**

Bureau of Reclamation Small Conduit Hydropower Development and Rural Jobs Act - Amends the Reclamation Project Act of 1939 to authorize the Secretary of the Interior (acting through the Bureau of Reclamation) to contract for the development of small conduit hydropower at Bureau facilities.

Defines: (1) "small conduit hydropower" as five megawatts or less; and (2) "conduit" as a tunnel, canal, pipeline, aqueduct, flume, ditch, or similar manmade water conveyance.

Requires that power privilege leases be offered first to an irrigation district or water users association operating or receiving water from the applicable transferred or reserved conduit.

Defines: (1) reserved conduit as any conduit included in project works whose care, operation, and maintenance has been reserved by the Secretary (through the Bureau); and (2) transferred conduit as any conduit included in project works whose care, operation, and maintenance has been transferred to a legally organized water users association or irrigation district.

Requires the Secretary to offer the lease of power privilege to other parties if the irrigation district or water users association elects not to accept a lease of power privilege offer.

Requires the Bureau to apply its categorical exclusion process under the National Environmental Policy Act of 1969 (NEPA) to small conduit hydropower, except with respect to siting of associated transmission on federal lands.

Makes the Bureau's Power Resources Office the lead office for such small conduit hydropower policy and procedure-setting activities. (Thus excludes such activities from the jurisdiction of the Federal Energy Regulatory Commission [FERC].)

Declares that nothing in this Act shall: (1) obligate specified power administrations to purchase or market the power produced by such facilities, (2) alter or impede the delivery and management of water for original project purposes, or (3) alter or affect any existing agreements for conduit hydropower development projects or disposition of revenues. Deems water used for conduit hydropower generation to be incidental to use of water for the original project purposes.

## Actions Timeline

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- **Aug 9, 2013:** Signed by President.
- **Aug 9, 2013:** Became Public Law No: 113-24.
- **Aug 6, 2013:** Presented to President.
- **Aug 2, 2013:** Message on Senate action sent to the House.
- **Aug 1, 2013:** Passed/agreed to in Senate: Passed Senate without amendment by Unanimous Consent.(consideration: CR S6257)
- **Aug 1, 2013:** Passed Senate without amendment by Unanimous Consent. (consideration: CR S6257)
- **Jun 3, 2013:** By Senator Wyden from Committee on Energy and Natural Resources filed written report. Report No. 113-39.
- **May 13, 2013:** Committee on Energy and Natural Resources. Reported by Senator Wyden without amendment. Without written report.
- **May 13, 2013:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 72.
- **May 8, 2013:** Committee on Energy and Natural Resources. Ordered to be reported without amendment favorably.
- **Apr 23, 2013:** Committee on Energy and Natural Resources. Hearings held. Hearings printed: S.Hrg. 113-24.
- **Apr 15, 2013:** Received in the Senate and Read twice and referred to the Committee on Energy and Natural Resources.
- **Apr 10, 2013:** Rule H. Res. 140 passed House.
- **Apr 10, 2013:** Considered under the provisions of rule H. Res. 140. (consideration: CR H1878-1890; text of measure as reported in House: CR H1884)
- **Apr 10, 2013:** Rule provides for consideration of H.R. 678 with 1 hour of general debate. Previous question shall be considered as ordered without intervening motions except motion to recommit with or without instructions. Measure will be considered read. Bill is open to amendments.
- **Apr 10, 2013:** House resolved itself into the Committee of the Whole House on the state of the Union pursuant to H. Res. 140 and Rule XVIII.
- **Apr 10, 2013:** The Speaker designated the Honorable Ted Poe to act as Chairman of the Committee.
- **Apr 10, 2013:** GENERAL DEBATE - The Committee of the Whole proceeded with one hour of general debate on H.R. 678.
- **Apr 10, 2013:** DEBATE - Pursuant to the provisions of H.Res. 140, the Committee of the Whole proceeded with debate on the Tipton No. 3 amendment under the five-minute rule.
- **Apr 10, 2013:** DEBATE - Pursuant to the provisions of H.Res. 140, the Committee of the Whole proceeded with debate on the Napolitano No. 1 amendment under the five-minute rule.
- **Apr 10, 2013:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Napolitano No. 1 amendment, the Chair put the question on adoption of the amendment and by voice vote announced the noes had prevailed. Mrs. Napolitano demanded a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.
- **Apr 10, 2013:** DEBATE - Pursuant to the provisions of H.Res. 140, the Committee of the Whole proceeded with debate on the Tipton No. 2 amendment under the five-minute rule.
- **Apr 10, 2013:** The Chair announced that proceedings would now resume on amendments which had been debated earlier and on which further proceedings had been postponed.
- **Apr 10, 2013:** The House rose from the Committee of the Whole House on the state of the Union to report H.R. 678.
- **Apr 10, 2013:** The previous question was ordered pursuant to the rule. (consideration: CR H1888)
- **Apr 10, 2013:** The House adopted the amendment as agreed to by the Committee of the Whole House on the state of the Union.
- **Apr 10, 2013:** Mr. Garamendi moved to recommit with instructions to Natural Resources. (consideration: CR H1888; text: CR H1888)
- **Apr 10, 2013:** DEBATE - The House proceeded with 10 minutes of debate on the Garamendi motion to recommit with instructions. The instructions contained in the motion seek to require the bill to be reported back to the House with an amendment to add a section to the bill relating to Buy America provisions. The new section would require that, when practicable, all materials used for conduit hydropower generation be manufactured in the United States.
- **Apr 10, 2013:** The previous question on the motion to recommit with instructions was ordered without objection. (consideration: CR H1889)
- **Apr 10, 2013:** On motion to recommit with instructions Failed by the Yeas and Nays: 194 - 226 (Roll no. 95).

- Apr 10, 2013:** Passed/agreed to in House: On passage Passed by the Yeas and Nays: 416 - 7 (Roll no. 96).
- **Apr 10, 2013:** On passage Passed by the Yeas and Nays: 416 - 7 (Roll no. 96).
  - **Apr 10, 2013:** Motion to reconsider laid on the table Agreed to without objection.
  - **Apr 9, 2013:** Rules Committee Resolution H. Res. 140 Reported to House. Rule provides for consideration of H.R. 678 with 1 hour of general debate. Previous question shall be considered as ordered without intervening motions except motion to recommit with or without instructions. Measure will be considered read. Bill is open to amendments.
  - **Mar 25, 2013:** Reported by the Committee on Natural Resources. H. Rept. 113-24.
  - **Mar 25, 2013:** Placed on the Union Calendar, Calendar No. 12.
  - **Mar 20, 2013:** Subcommittee on Water and Power Discharged.
  - **Mar 20, 2013:** Committee Consideration and Mark-up Session Held.
  - **Mar 20, 2013:** Ordered to be Reported by the Yeas and Nays: 17 - 12.
  - **Mar 5, 2013:** Subcommittee Hearings Held.
  - **Feb 22, 2013:** Referred to the Subcommittee on Water and Power.
  - **Feb 13, 2013:** Introduced in House
  - **Feb 13, 2013:** Referred to the House Committee on Natural Resources.