

106TH CONGRESS  
1ST SESSION

# S. 1937

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## AN ACT

To amend the Pacific Northwest Electric Power Planning and Conservation Act to provide for sales of electricity by the Bonneville Power Administration to joint operating entities.

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. Section 5(b) of the Pacific Northwest  
2 Electric Power Planning and Conservation Act (16 U.S.C.  
3 839e(b)) is amended by adding at the end the following:

4           “(7) REQUIRED SALE.—

5                   “(A) DEFINITION OF A JOINT OPERATING  
6 ENTITY.—In this section, the term ‘joint oper-  
7 ating entity’ means an entity that is lawfully or-  
8 ganized under State law as a public body or co-  
9 operative prior to the date of enactment of this  
10 paragraph, and is formed by and whose mem-  
11 bers or participants are two or more public bod-  
12 ies or cooperatives, each of which was a cus-  
13 tomer of the Bonneville Power Administration  
14 on or before January 1, 1999.

15                   “(B) SALE.—Pursuant to paragraph (1),  
16 the Administrator shall sell, at wholesale to a  
17 joint operating entity, electric power solely for  
18 the purpose of meeting the regional firm power  
19 consumer loads of regional public bodies and  
20 cooperatives that are members of or partici-  
21 pants in the joint operating entity.

22                   “(C) NO RESALE.—A public body or coop-  
23 erative to which a joint operating entity sells  
24 electric power under subparagraph (B) shall not  
25 resell that power except to retail customers of

1           the public body or cooperative or to another re-  
2           gional member or participant of the same joint  
3           operating entity, or except as otherwise per-  
4           mitted by law.”.

Passed the Senate November 19, 1999.

Attest:

*Secretary.*

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