

## CODIFICATION

Section was enacted as part of the Energy and Water Development and Related Agencies Appropriations Act, 2010, and not as part of the Federal Power Act which generally comprises this chapter.

**§ 825s-7. Southwestern Power Administration; deposit and availability of discretionary offsetting collections**

Notwithstanding section 3302 of title 31 and section 825s of this title, all funds collected by the Southwestern Power Administration that are applicable to the repayment of the annual expenses of this account in this and subsequent fiscal years shall be credited to this account as discretionary offsetting collections for the sole purpose of funding such expenses, with such funds remaining available until expended: *Provided further*, That for purposes of this appropriation, annual expenses means expenditures that are generally recovered in the same year that they are incurred (excluding purchase power and wheeling expenses).

(Pub. L. 111-85, title III, Oct. 28, 2009, 123 Stat. 2869.)

## REFERENCES IN TEXT

This fiscal year, referred to in text, is the fiscal year ending Sept. 30, 2010.

## CODIFICATION

Section was enacted as part of the Energy and Water Development and Related Agencies Appropriations Act, 2010, and not as part of the Federal Power Act which generally comprises this chapter.

**§ 825t. Utilization of power revenues**

No power revenues on any project shall be distributed as profits, before or after retirement of the project debt, and nothing contained in any previous appropriation Act shall be deemed to have authorized such distribution: *Provided*, That the application of such revenues to the cost of operation, maintenance, and debt service of the irrigation system of the project, or to other purposes in aid of such irrigation system, shall not be construed to be such a distribution.

(July 1, 1946, ch. 529, § 1, 60 Stat. 366.)

## CODIFICATION

Section was not enacted as part of the Federal Power Act which generally comprises this chapter.

**§ 825u. Interest rate on power bonds held by Administrator of General Services**

The Administrator of General Services or his successor in interest is authorized to reduce the rate of interest to 2½ per centum on all power bonds held by such Agency issued by States, public authorities, counties, municipalities, and other subdivisions of State governments for power projects financed by the Public Works Administration.

(July 31, 1946, ch. 710, § 6, 60 Stat. 744; June 30, 1949, ch. 288, title I, § 103(a), 63 Stat. 380.)

## CODIFICATION

This section was not enacted as part of the Federal Power Act which generally comprises this chapter.

## TRANSFER OF FUNCTIONS

Functions of Federal Works Agency and of all agencies thereof, together with functions of Federal Works

Administrator, transferred to Administrator of General Services by section 103(a) of act June 30, 1949. Both Federal Works Agency and office of Federal Works Administrator abolished by section 103(b) of said act. See Historical and Revision Notes under section 303(b) of Title 40, Public Buildings, Property, and Works. Transfer of functions of Federal Works Agency effective July 1, 1949, see section 605, formerly § 505, of act June 30, 1949, ch. 288, 63 Stat. 403; renumbered by act Sept. 5, 1950, ch. 849, § 6(a), (b), 64 Stat. 583. Section 303(b) of Title 40 was amended generally by Pub. L. 109-313, § 2(a)(1), Oct. 6, 2006, 120 Stat. 1734, and, as so amended, no longer relates to the Federal Works Agency and Commissioner of Public Buildings. See 2006 Amendment note under section 303 of Title 40.

Functions of Public Works Administration transferred to Federal Works Administrator by Ex. Ord. No. 9357, June 30, 1943, 8 F.R. 9041.

SUBCHAPTER IV—STATE AND MUNICIPAL WATER CONSERVATION FACILITIES

**§ 828. Facilitation of development and construction of water conservation facilities; exemption from certain Federal requirements**

In order to facilitate the development and construction by States and municipalities of water conservation facilities, certain requirements in this chapter are made inapplicable to States and municipalities as provided in this subchapter.

(Aug. 15, 1953, ch. 503, § 1, 67 Stat. 587.)

## CODIFICATION

Section was not enacted as part of the Federal Power Act which generally comprises this chapter.

**§ 828a. Definitions**

The words used in this subchapter shall have the same meanings ascribed to them in this chapter.

(Aug. 15, 1953, ch. 503, § 2, 67 Stat. 587.)

## CODIFICATION

Section was not enacted as part of the Federal Power Act which generally comprises this chapter.

**§ 828b. Exemption from formula, books and records, and project cost statement requirements; annual charges**

Section 807 of this title pertaining to the taking over by the United States of any project upon or after the expiration of a license, and sections 825 and 825a of this title requiring certain records and accounting procedures and section 797(b) of this title requiring the preparation and filing of the statement of actual legitimate original cost of a project, shall not be applicable to any project owned by a State or municipality, and such rights and requirements shall not exist under any license heretofore or hereafter granted to any State or municipality. The Secretary of Energy in determining the amount of annual charges applicable to any such project may determine the annual charges with reference to the actual cost of services incurred by the Secretary with respect to the project.

(Aug. 15, 1953, ch. 503, § 3, 67 Stat. 587; Pub. L. 86-124, July 31, 1959, 73 Stat. 271; Pub. L. 95-91, title III, § 301(b), Aug. 4, 1977, 91 Stat. 578.)

## CODIFICATION

Section was not enacted as part of the Federal Power Act which generally comprises this chapter.

AMENDMENTS

1959—Pub. L. 86-124 struck out “except that the provisions of sections 797(b) and 807 of this title shall continue to be applicable to any license issued for a hydroelectric development in the International Rapids section of the Saint Lawrence River” in first sentence.

TRANSFER OF FUNCTIONS

“Secretary of Energy” and “Secretary” substituted in text for “Federal Power Commission” and “Commission”, respectively, pursuant to Pub. L. 95-91, §301(b), which is classified to section 7151(b) of Title 42, The Public Health and Welfare.

Federal Power Commission terminated and its functions, personnel, property, funds, etc., transferred to Secretary of Energy (except for certain functions transferred to Federal Energy Regulatory Commission) by sections 7151(b), 7171(a), 7172(a), 7291, and 7293 of Title 42.

§ 828c. Applicability of this subchapter

Except as herein provided, the provisions of this subchapter shall not be construed as repealing or affecting any of the provisions of this chapter.

(Aug. 15, 1953, ch. 503, § 4, 67 Stat. 587.)

CODIFICATION

Section was not enacted as part of the Federal Power Act which generally comprises this chapter.

CHAPTER 12A—TENNESSEE VALLEY AUTHORITY

- Sec.
- 831. Creation; short title.
- 831a. Membership, operation, and duties of the Board of Directors.
- 831b. Officers and employees; wages of laborers and mechanics; application of employees' compensation provisions.
- 831b-1. Acceptance of services of volunteers.
- 831c. Corporate powers generally; eminent domain; construction of dams, transmission lines, etc.
- 831c-1. Bridges endangered or damaged by dams, etc.; compensation of and contracts with owner for protection, replacements, etc.
- 831c-2. Civil actions for injury or loss of property or personal injury or death.
- 831c-3. Law enforcement.
- 831d. Directors; maintenance and operation of plant for production, sale, and distribution of fertilizer and power.
- 831e. Officers and employees; nonpolitical appointment; removal for violation.
- 831f. Control of plants and property vested in Corporation; transfer of other property to Corporation.
- 831g. Principal office of Corporation; books; directors' oath.
- 831h. Annual financial statement; purchases and contracts; audit by Comptroller General.
- 831h-1. Operation of dams primarily for promotion of navigation and controlling floods; generation and sale of electricity.
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- 831i. Sale of surplus power; preferences; experimental work; acquisition of existing electric facilities.
- 831j. Equitable distribution of surplus power among States and municipalities; improvement in production of fertilizer.
- 831k. Transmission lines; construction or lease; sale of power over other than Government lines; rates when sold for resale at profit.
- 831k-1. Extension of credit to States, municipalities and nonprofit organizations to assist in operation of existing facilities.

- Sec.
- 831. Financial assistance to States and local governments in lieu of taxation; apportionment; limitation on contracts for sale of power to municipalities; report to Congress.
- 831m. Allocation and charge of value and cost of plants to particular objects; cost accounting; reports of costs of operation; sale of surplus power at profit.
- 831m-1. Tennessee Valley Authority least-cost planning program.
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- 831n-1. Bonds to carry out provisions of section 831k-1; amount, terms, and conditions.
- 831n-2. Bonds; limitation of issuance under sections 831n and 831n-1.
- 831n-3. Use of funds; limitation of issuance.
- 831n-4. Bonds for financing power program.
- 831o. Completion of unfinished plants authorized.
- 831p. Repealed.
- 831q. Eminent domain; contracts for relocation of railroads, highways, industrial plants, etc.
- 831r. Patents; access to Patent and Trademark Office and right to copy patents; compensation to patentees.
- 831s. Possession by Government in time of war; damages to contract holders.
- 831t. Offenses; fines and punishment.
- 831u. Surveys; cooperation with States or other agencies.
- 831v. Legislation to carry out purposes of chapter; recommendation by President.
- 831w. Acquisition of real or personal property; payment by delivery of power; sale or lease of vacant land for industrial purposes.
- 831x. Condemnation proceedings; institution by Corporation; venue.
- 831y. Net proceeds over expense payable into Treasury.
- 831y-1. Approval of plans by Board as condition precedent to construction and operation; restraining action without approval; other laws unaffected.
- 831z. Authorization of appropriations.
- 831aa. Laws repealed.
- 831bb. Reservation of right to amend or repeal.
- 831cc. Separability.
- 831dd. Liberal construction of chapter; sale of surplus lands.
- 831ee. Essential stewardship activities.

§ 831. Creation; short title

For the purpose of maintaining and operating the properties now owned by the United States in the vicinity of Muscle Shoals, Alabama, in the interest of the National defense and for agricultural and industrial development, and to improve navigation in the Tennessee River and to control the destructive flood waters in the Tennessee River and Mississippi River Basins, there is created a body corporate by the name of the “Tennessee Valley Authority” (hereinafter referred to as the “Corporation”). The Board of Directors first appointed shall be deemed the incorporators, and the incorporation shall be held to have been effected from the date of the first meeting of the Board. This chapter may be cited as the “Tennessee Valley Authority Act of 1933.”

(May 18, 1933, ch. 32, §1, 48 Stat. 58; Pub. L. 108-447, div. C, title VI, §603(a), Dec. 8, 2004, 118 Stat. 2966.)

AMENDMENTS

2004—Pub. L. 108-447 substituted “Board of Directors” for “board of directors” and “Board” for “board”.