

B O N N E V I L L E
P O W E R A D M I N I S T R A T I O N

Bonneville Power Administration

Section 1813

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Overview

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- 🦄 History of Tribal acquisitions
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BPA Profile

 BPA is a federal agency, under the U.S. Department of Energy, that markets wholesale electrical power and operates and markets transmission services in the Pacific Northwest. The power comes from 31 federal hydro projects, one non-federal nuclear plant and several other small non-federal power plants. The hydro projects and the electrical system are known as the Federal Columbia River Power System (FCRPS).

 About 40 percent of the electric power used in the Northwest comes from BPA. BPA's transmission system accounts for about three-fourths of the region's high-voltage grid, and includes major transmission links with other regions.

 BPA is a self-financed agency, which pays for its costs through power and transmission sales. Both power transmission are sold at cost, and BPA repays any borrowing from the U.S. Treasury with interest.





BPA Profile cont...

-  BPA's customers include publicly owned and investor-owned utilities, as well as some large industries. BPA also sells or exchanges power the utilities in Canada and the western United States.
-  Revenues BPA earns help it fulfill public responsibilities that include low-cost and reliable power and investment in energy conservation and renewable resources. BPA also funds the region's efforts to protect and rebuild fish and wildlife populations in the Columbia River Basin.





BPA Profile Cont...

-  BPA owns and operates 70% of the Northwest's high voltage transmission lines.
-  Currently, BPA owns and operates 15,012 circuit miles of high voltage lines that cross 300,00 square miles in Oregon, Washington, Idaho, Montana, and a small portions of Wyoming, Nevada, Utah, and California.





History of Tribal Acquisition

 BPA has 899 tracts across tribal lands impacting 16 tribes in the Northwest.

 Of the 16 tribes, the following 8 tribes highlighted have 224 easements that have or will expire between 1999 and 2050.

 BPA has successfully renegotiated 64 of these easements to date.

- **Yakama**
- **Nisqually**
- Grande Ronde
- Chemawa
- Central California
- **Colville**
- **Warm Springs**
- Klamath
- Kootenai
- Muckleshoot
- Nez Perce
- Skokomish
- **Spokane**
- **Western Washington**
- **Flathead**
- **Umatilla**





Example #1 of Creative Negotiations

Nisqually Indian Tribe 2003 MOA

-  BPA agreed to move two miles of transmission lines off tribal property (one line with perpetual rights, and one line with 50 year easements that expired). Agreement to move an additional 6/10 mile of line in the future, when the tribes obtain funding which allowed for the transfer of 186 acres from the Government to the Tribe.

 Lines Relocated





Example #2 of Creative Negotiations

 Confederated Tribes of Umatilla Indian
Reservation 2003 MOA

 Compensation was based on a cost per lineal foot; this was a combination of goods, services as well as monetary benefits and services.

 20-year easement granted with option to extend another 20 years





Example #3 of Creative Negotiations



Confederated Tribes of Warm Springs Reservation
1968 MOA.



Among other terms and conditions, BPA agreed to pay estimated loss of future mean annual increment of forest growth, paid at five-year intervals.



Perpetual rights granted





Comments to Section 1813 of the Energy Policy Act of 2005



Analysis of historic rates of compensation for pipelines crossing Indian Lands should be broadened to include historic rates of compensation for transmission line rights-of-way.



BPA supports the use of fair market value as the preferred approach to determine compensation, but would want criteria developed that allow for the flexibility to negotiate for consideration other than cash, equivalent to the value of the right-of-way identified as a result of this study.



BPA's preference is to have perpetual easements. We understand that many tribal governments are unwilling or unable to commit beyond 20 years, so consideration relative to the term of the easement will need to be addressed.





Contact Information



If you have any question or comments please feel free to contact:

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