

SENATE BILL NO. 27—SENATOR WIENER

PREFILED JANUARY 22, 1999

Referred to Committee on Commerce and Labor

SUMMARY—Revises various provisions governing telegraphs and telephones. (BDR 58-27)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: No.

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EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~{omitted material}~~ is material to be omitted.

AN ACT relating to telecommunications; revising various provisions governing telegraphs and telephones; repealing various provisions relating to telegraphs; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE AND
ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** NRS 707.130 is hereby amended to read as follows:
- 2 707.130 ~~{If any person:}~~ ***Any person who:***
- 3 1. By the attachment of a ground wire, or by any other contrivance,
- 4 willfully destroys the insulation of a telegraph ***or telephone*** line, or
- 5 interrupts the transmission of the electric current through the line;
- 6 2. Willfully interferes with the use of any telegraph ***or telephone*** line,
- 7 or obstructs or postpones the transmission of any message over the line; or
- 8 3. Procures or advises any such injury, interference or obstruction,
- 9 ~~{the person so offending}~~ is guilty of a public offense, as prescribed in NRS
- 10 193.155, proportionate to the value of any property damaged, altered,
- 11 removed or destroyed and in no event less than a misdemeanor.
- 12 **Sec. 2.** NRS 707.140 is hereby amended to read as follows:
- 13 707.140 Any person ~~{offending against}~~ ***found to be in violation of*** the
- 14 provisions of NRS ~~{707.020, 707.040, 707.060, 707.100 and 707.120~~
- 15 ~~shall,}~~ ***707.130 is***, in addition to the penalties therein prescribed, ~~{be}~~ liable
- 16 to the person damaged in a civil suit for all damages occasioned thereby.
- 17 **Sec. 3.** NRS 707.300 is hereby amended to read as follows:
- 18 707.300 All persons or corporations owning ***and operating*** telephone
- 19 lines ~~{now in operation, or who may hereafter construct and operate such~~

1 lines in the State of Nevada, shall be] **in this state are** entitled to all the
2 rights and privileges and [shall be] **are** subject to all the restrictions and
3 responsibilities provided [for] in NRS [707.010 to 707.220, inclusive, and]
4 707.230 to 707.290, inclusive, so far as [the same shall be] **those rights,**
5 **privileges, restrictions and responsibilities are** applicable to telephone
6 companies.
7 **Sec. 4.** NRS 707.010, 707.020, 707.030, 707.040, 707.050, 707.060,
8 707.070, 707.080, 707.090, 707.100, 707.110, 707.120, 707.160, 707.170,
9 707.180, 707.190, 707.200, 707.210, 707.220, 707.260 and 707.310 are
10 hereby repealed.

LEADLINES OF REPEALED SECTIONS

707.010 “Telegraphic copy” and “telegraphic duplicate” defined.
707.020 Divulging or altering message unlawful; penalty.
707.030 Penalty for unlawful divulging of message.
707.040 Penalty for transmitting or delivering false or forged
message.
707.050 Use of information by agent, operator or employee; civil
and criminal liability.
707.060 Transmission of messages in order; unreasonable delay in
transmission or delivery unlawful; penalty; what messages may be
withheld.
707.070 Civil penalty for failure of company to transmit messages
in order; exceptions.
707.080 Telegram to show time of transmission; penalty.
707.090 Unlawful opening or interception of message; civil and
criminal liability.
707.100 Penalty for unlawful reading or use of message.
707.110 Penalty for unlawful interruption or delay of message.
707.120 Bribery of operator, agent or employee; penalty.
707.160 Distinguishing mark or device of company may be filed
with county clerk; penalty for unlawful use after filing.
707.170 Contract and other communication made by telegraph
deemed in writing.
707.180 Notice by telegraph: Actual notice.
707.190 Instruments in writing may be sent by telegraph;
recording.
707.200 Making and transmission of check, promissory note or
order by telegraph; legal effect; burden of proof; preservation of
original message.

707.210 Certified written instrument sent by telegraph; legal effect of copy; burden of proof.

707.220 Warrant of arrest: Service by telegraph; procedure.

707.260 Posting of written rates; collection of excessive rates unlawful; penalty.

707.310 Civil and criminal liability for damage to or interruption of communication over telephone line.

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