

SENATE BILL NO. 384—SENATOR SHAFFER

MARCH 12, 1999

Referred to Committee on Commerce and Labor

SUMMARY—Requires electric utilities to offer to purchase all private property within reasonable proximity of certain electrical wires. (BDR 58-1494)

FISCAL NOTE: Effect on Local Government: Yes.  
Effect on the State or on Industrial Insurance: Yes.

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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 utilities; requiring an electric utility that places high-tension electrical wires on private property to offer to purchase all private property within a reasonable proximity of such wires; requiring the public utilities commission of Nevada to adopt necessary regulations; providing a penalty; 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.** Chapter 704 of NRS is hereby amended by adding thereto a  
2    new section to read as follows:  
3    ***1. An electric utility that places high-tension electrical wires on***  
4    ***private property shall, within 90 days thereafter, offer to purchase all***  
5    ***private property within a reasonable proximity of the high-tension***  
6    ***electrical wires for the fair market value of that property.***  
7    ***2. The commission shall adopt regulations necessary to carry out the***  
8    ***provisions of subsection 1, including, without limitation:***  
9    ***(a) The method to be used to determine the property that is within a***  
10   ***reasonable proximity of the high-tension electrical wires;***  
11   ***(b) The method to be used to determine the fair market value of the***  
12   ***property;***  
13   ***(c) The required period of validity of the offer to purchase the***  
14   ***property; and***  
15   ***(d) The method by which the owner of the property may accept or***  
16   ***reject the offer.***

- 1   **Sec. 2.** NRS 704.640 is hereby amended to read as follows:  
2   704.640 Any person who:
- 3   1. Operates any public utility to which NRS 704.005 to 704.751,  
4 inclusive, and *section 1 of this act, and NRS* 704.993 to 704.999,  
5 inclusive, apply without first obtaining a certificate of public convenience  
6 and necessity or in violation of its terms;
  - 7   2. Fails to make any return or report required by NRS 704.005 to  
8 704.751, inclusive, and *section 1 of this act, and NRS* 704.993 to 704.999,  
9 inclusive, or by the commission pursuant to NRS 704.005 to 704.751,  
10 inclusive, and *section 1 of this act, and NRS* 704.993 to 704.999,  
11 inclusive;
  - 12   3. Violates, or procures, aids or abets the violating of any provision of  
13 NRS 704.005 to 704.751, inclusive, and *section 1 of this act, and NRS*  
14 704.993 to 704.999, inclusive;
  - 15   4. Fails to obey any order, decision or regulation of the commission;
  - 16   5. Procures, aids or abets any person in his failure to obey the order,  
17 decision or regulation; or
  - 18   6. Advertises, solicits, proffers bids or otherwise holds himself out to  
19 perform as a public utility in violation of any of the provisions of NRS  
20 704.005 to 704.751, inclusive, and *section 1 of this act, and NRS* 704.993  
21 to 704.999, inclusive,  
22 shall be fined not more than \$500.
- 23   **Sec. 3.** 1. This section becomes effective upon passage and  
24 approval.
- 25   2. Section 1 of this act becomes effective upon passage and approval  
26 for the purpose of adopting regulations and on October 1, 1999, for all  
27 other purposes.
  - 28   3. Section 2 of this act becomes effective on October 1, 1999.