

SENATE BILL NO. 145—SENATOR MCGINNESS

FEBRUARY 22, 2007

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to public utilities and fees. (BDR 31-936)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: 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 public utilities; revising the definition of “public utility” regarding limitations on local government fees; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

- 1 Existing law provides various provisions relating to the limitations on local
2 government fees on public utilities. (NRS 354.59881-354.59889) This bill revises
3 the definition of “public utility” to exclude persons subject to the Nevada Liquefied
4 Petroleum Gas Act. (NRS 590.465-590.645)

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

- 1 **Section 1.** NRS 354.598817 is hereby amended to read as
2 follows:
3 354.598817 “Public utility” includes:
4 1. A person or local government that:
5 (a) Provides electric energy or gas, *regardless of* whether ~~for~~
6 ~~not~~ the person or local government is subject to regulation by the
7 Public Utilities Commission of Nevada ~~it~~, *except that the term*
8 *“public utility” does not include a person who is subject to the*
9 *provisions of NRS 590.465 to 590.645, inclusive;*
10 (b) Is a telecommunication carrier as that term is defined in 47
11 U.S.C. § 153 on July 16, 1997, if the person or local government
12 holds a certificate of public convenience and necessity issued by the
13 Public Utilities Commission of Nevada and derives intrastate



1 revenue from the provision of telecommunication service to retail
2 customers; or

3 (c) Sells or resells personal wireless services.

4 2. A community antenna television company as that term is
5 defined in NRS 711.030.

6 **Sec. 2.** This act becomes effective on July 1, 2007.

