

SENATE BILL NO. 272—SENATOR RHODS

MARCH 13, 2007

Referred to Committee on Natural Resources

SUMMARY—Revises provisions governing awarding of costs and attorney's fees in certain actions involving rights to graze or water livestock. (BDR 50-370)

FISCAL NOTE: Effect on Local Government: No.
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 livestock grazing; providing for costs and reasonable attorney's fees in equitable actions regarding rights to graze or water livestock on public lands under certain circumstances; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 **Section 1** of this bill requires an award of costs and reasonable attorney's fees
2 to a defendant who is the prevailing party in any action in which a party seeks
3 declaratory, injunctive or other equitable relief with regard to the rights of another
4 person to graze or water livestock on public lands.

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

- 1 **Section 1.** Chapter 568 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

- 3 ***In any action in which a party seeks declaratory, injunctive or***
4 ***other equitable relief with regard to the rights of another person to***
5 ***graze or water livestock on public lands, the court shall, if the***
6 ***defendant is the prevailing party in the action, award the***
7 ***defendant costs and reasonable attorney's fees.***

- 8 **Sec. 2.** This act applies to any action that is pending or accrues
9 on or after the effective date of this act.



* S B 2 7 2 R 1 *

1 **Sec. 3.** This act becomes effective upon passage and approval.

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* S B 2 7 2 R 1 *