

**MINUTES OF THE
SENATE COMMITTEE ON COMMERCE, LABOR AND ENERGY**

**Seventy-sixth Session
June 4, 2011**

The Senate Committee on Commerce, Labor and Energy was called to order by Chair Michael A. Schneider at 5:58 p.m. on Saturday, June 4, 2011, in Room 2135 of the Legislative Building, Carson City, Nevada. The meeting was videoconferenced to the Grant Sawyer State Office Building, Room 4412, 555 East Washington Avenue, Las Vegas, Nevada. [Exhibit A](#) is the Agenda. [Exhibit B](#) is the Attendance Roster. All exhibits are available and on file in the Research Library of the Legislative Counsel Bureau.

COMMITTEE MEMBERS PRESENT:

Senator Michael A. Schneider, Chair
Senator David R. Parks
Senator Allison Copening
Senator James A. Settelmeyer
Senator Elizabeth Halseth
Senator Michael Roberson

COMMITTEE MEMBERS ABSENT:

Senator Shirley A. Breeden, Vice Chair (Excused)

GUEST LEGISLATORS PRESENT:

Assemblywoman Marilyn Kirkpatrick, Assembly District No. 1

STAFF MEMBERS PRESENT:

Scott Young, Policy Analyst
Matt Nichols, Counsel
Suzanne Efford, Committee Secretary

OTHERS PRESENT:

Judy Stokey, NV Energy
Rose McKinney-James, The Solar Alliance

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CHAIR SCHNEIDER:

We will open the hearing on Assembly Bill (A.B.) 380.

[ASSEMBLY BILL 380 \(2nd Reprint\)](#): Revises provisions governing certain programs for renewable energy systems. (BDR 58-308)

ASSEMBLYWOMAN MARILYN KIRKPATRICK (Assembly District No. 1):

The original version of A.B. 380 contained many more provisions than the version before you today. This bill would extend the programs for another ten years that have been in place as demonstration programs for the last ten years.

CHAIR SCHNEIDER:

Assemblyman Pete Goicoechea also had a bill with a extension date that conflicts with your extension date. His bill was for an extension to 2016, and your bill is for an extension to 2021.

ASSEMBLYWOMAN KIRKPATRICK:

Assemblyman Goicoechea's extension on the Waterpower Energy Systems Demonstration Program goes to 2017. It was not in conflict when it was discussed. It should not be in conflict. But, it looks as if they are in conflict.

CHAIR SCHNEIDER:

Mr. Nichols, do you recall the number?

MATT NICHOLS (Counsel)

"It's A.B. 359, Mr. Chairman, and for the hydro incentive program the expiration date is June 30, 2016. So they are in conflict, but its something we can resolve."

[ASSEMBLY BILL 359 \(2nd Reprint\)](#): Revises provisions governing energy. (BDR 58-1064)

CHAIR SCHNEIDER:

How can we resolve this?

ASSEMBLYWOMAN KIRKPATRICK:

If A.B. 380 passes last, would it not supersede the date?

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MR. NICHOLS:

The general rule of statutory construction... , that's correct [Assemblywoman] Kirkpatrick that later in time would control... . It would probably be helpful if the Committee expressed an opinion on the record as to which dates they wanted to control to support that interpretation.

ASSEMBLYWOMAN KIRKPATRICK:

I apologize on behalf of the Assembly. I thought we had corrected that. The date should be 2021.

JUDY STOKEY (NV Energy):

We support A.B. 380. It originally had many more provisions, but we are happy this bill has been amended to extend the demonstration programs.

SENATOR SETTELMAYER:

What is your opinion on the 2021 date issue?

MS. STOKEY:

We are okay with the 2021 date.

ROSE MCKINNEY-JAMES (The Solar Alliance):

We support A.B. 380. We have had a number of discussions on this bill. This bill is an important companion to other bills that we hope this Committee will have the opportunity to process.

CHAIR SCHNEIDER:

We will close the hearing on A.B. 380.

SENATOR SETTELMAYER MOVED TO DO PASS A.B. 380.

SENATOR PARKS SECONDED THE MOTION.

THE MOTION CARRIED. (SENATOR HALSETH WAS ABSENT FOR THE VOTE.)

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CHAIR SCHNEIDER:

Having no further business, the Senate Committee on Commerce, Labor and Energy is adjourned at 6:05 p.m.

RESPECTFULLY SUBMITTED:

Suzanne Efford,
Committee Secretary

APPROVED BY:

Senator Michael A. Schneider, Chair

DATE: _____

<u>EXHIBITS</u>			
Bill	Exhibit	Witness / Agency	Description
	A		Agenda
	B		Attendance Roster