

SENATE BILL NO. 90—SENATOR SETTELMAYER

FEBRUARY 6, 2013

JOINT SPONSORS: ASSEMBLYMEN GRADY; AND ELLISON

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to certain confidential information. (BDR 48-468)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: 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 confidential information; requiring a state or local governmental entity to keep confidential certain records which are submitted to the entity in connection with an application for a special use permit or any other license, permit or similar approval; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 Existing law provides that exploration or subsurface information obtained as a
- 2 result of a geothermal project must be filed with the Division of Minerals of the
- 3 Commission on Mineral Resources and further provides that this information is
- 4 confidential for 5 years after the date of filing. (NRS 534A.031) **Section 10.5** of
- 5 this bill requires a state or local governmental entity to keep this information
- 6 confidential during the same period if the information is submitted to the entity in
- 7 connection with an application for a special use permit or any other license, permit
- 8 or similar approval.

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

- 1 **Section 1.** (Deleted by amendment.)
- 2 **Sec. 2.** (Deleted by amendment.)
- 3 **Sec. 3.** (Deleted by amendment.)
- 4 **Sec. 4.** (Deleted by amendment.)



1 **Sec. 5.** (Deleted by amendment.)

2 **Sec. 6.** (Deleted by amendment.)

3 **Sec. 7.** (Deleted by amendment.)

4 **Sec. 8.** (Deleted by amendment.)

5 **Sec. 9.** (Deleted by amendment.)

6 **Sec. 10.** (Deleted by amendment.)

7 **Sec. 10.5.** NRS 534A.031 is hereby amended to read as
8 follows:

9 534A.031 *1.* Any exploration and subsurface information
10 obtained as a result of a geothermal project must be filed with the
11 Division of Minerals of the Commission on Mineral Resources
12 within 30 days after it is accumulated. The information is
13 confidential for 5 years after the date of filing and may not be
14 disclosed during that time without the express written consent of the
15 operator of the project, except that it must be made available by the
16 Division to the State Engineer or any other agency of the State upon
17 request. The State Engineer or other agency shall keep the
18 information confidential.

19 *2. If any information made confidential by subsection 1 is*
20 *submitted to any other state or local governmental entity in*
21 *connection with an application for a special use permit or any*
22 *other license, permit or similar approval, the entity shall keep the*
23 *information confidential during the period the information is*
24 *confidential pursuant to subsection 1.*

25 **Sec. 11.** This act becomes effective on July 1, 2013.

