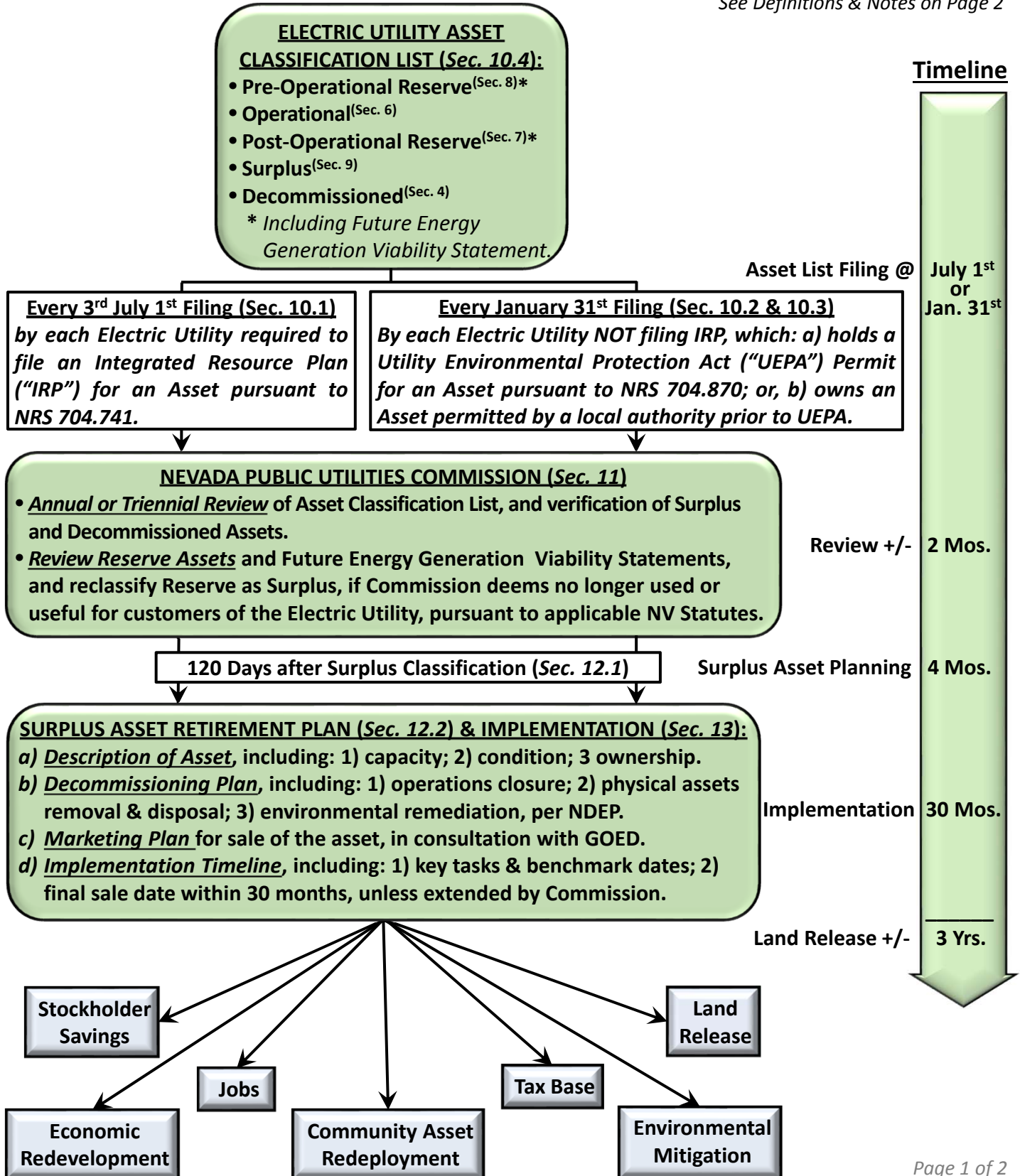


# Amended SB416 – Electric Utility Surplus Asset Retirement

AN ACT requiring each “Electric Utility”<sup>(Sec. 5)</sup>, owning all or part of an “Asset”<sup>(Sec. 3)</sup> located wholly or partially within this State and containing 50 or more contiguous acres, to timely file an “Asset List” with the Nevada Public Utility Commission, and to file with the Commission and implement a “Surplus Asset Retirement Plan” for each Asset classified as Surplus<sup>(Sec. 9)</sup> by the Electric Utility or Commission.

See Definitions & Notes on Page 2



# **Amended SB416 – Electric Utility Surplus Asset Retirement**

## **DEFINITIONS:**

**Sec. 3. “Asset”** has the meaning ascribed to the term “generation asset” in NRS 704.7575 which contains 50 or more contiguous acres, and of which all real and personal property, including, without limitation, land, structures, equipment, and transmission lines and switching stations directly associated with the generation asset are located wholly or partially within this State. [*Note: NRS 704.7575 excludes Truckee River hydroelectric plants less than 15 megawatts & net metering systems less than 1 megawatt.*]

**Sec. 4. “Decommissioned”** means a surplus asset on which all operations have ceased and which has been cleared and environmentally remediated as necessary and which is ready for sale or disposal.

**Sec. 5. “Electric Utility”** means any public utility that is in the business, on lands within this State, as sole owner or co-owner, of an asset that provides electricity sales or service to customers within or outside of this state.

**Sec. 6. “Operational”** means an asset which is actively utilized or operating at full capacity or reduced capacity.

**Sec. 7. “Post-Operational Reserve”** means an asset which was formerly operational that is currently closed or temporarily out-of-service and held for future energy generation.

**Sec. 8. “Pre-Operational Reserve”** means vacant land held for future energy generation or property in planning or under construction for future energy generation and intended for the creation of a future asset.

**Sec. 9. “Surplus”** means an asset that is out-of-service and no longer needed, suitable or reasonably intended to be used to generate electricity.

## **NOTES:**

### **Sec. 14. (Deleted by Amendment)**

**Sec. 15. NRS 704.7318** – Adds “*natural gas electric generating plant or renewable energy facility,*” in addition to coal-fired electric generating plant, regarding NDEP jurisdiction.

**Sec. 15.5. NRS 704.741** – Adds “*Asset List*” and “*Surplus Asset Retirement Plan*” as part of *Integrated Resource Plan (IRA)* reporting.

**Sec. 16. NRS 704.7588** – Adds the requirements of “*Surplus Asset Retirement Plan*” in conjunction with Commission approval of the disposal of a generation asset.

**Sec. 16.3. NRS 704.870** – Adds “*Surplus Asset Retirement Plan*” as part of *Utility Environmental Protection Act (EUPA)* permitting process for any *new* Asset.

**Sec. 16.7. NRS 704.890** – Adds “*Surplus Asset Retirement Plan*” as part of the Commission’s compliance findings and determinations, prior to issuing a *new* UEPA Permit.

**Sec. 17. NRS 231.055** – Adds “*upon request, assist an Electric Utility with the marketing of vacant or decommissioned Assets for sale and redevelopment*” to the powers and duties of the *Office of Economic Development*, in conjunction with the “*Surplus Asset Retirement Plan*”.