

LCB File No. R127-99

**PROPOSED REGULATION OF THE PUBLIC UTILITIES
COMMISSION OF NEVADA**

The Public Utilities Commission of Nevada adopted a temporary regulation assigned Docket No. 98-9020 which pertains to chapter 704 of the Nevada Administrative Code on January 29, 1999.

A copy of the temporary regulation as adopted is attached hereto. This temporary regulation is now being submitted for consideration as a permanent regulation.

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PUC Docket No. 98-9020

Explanation: Matter in italics is new; matter in brackets is material to be omitted.

AUTHORITY: NRS 703.151; 704.210; 233B.040

Section 1. NAC 704.450 is hereby amended to read as follows:

704.450 Adoption of federal electrical code.

1. The commission hereby adopts by reference the National Electrical Safety Code, ~~1981 Edition (ANSI C2-1981)~~ *1997 Edition (ANSI C2-1997)*, approved by the American National Standards Institute and *approved and* published by the Institute of Electrical and Electronics Engineers, Inc.

2. This code is available at a charge of ~~[\$8.50]~~ *\$75.00* per copy upon request made to the Institute of Electrical and Electronics Engineers, Inc., ~~[345 East 47th Street, New York, N.Y. 10017]~~ *445 Hoes Lane, P.O. Box 1331, Piscataway, N.J. 08855-1331.*

**LEGISLATIVE REVIEW OF ADOPTED REGULATION
AS REQUIRED BY THE ADMINISTRATIVE PROCEDURES ACT
NRS 233B.066
PUBLIC UTILITIES COMMISSION
DOCKET No. 98-9020**

The following statement is submitted for adopted amendments to Nevada Administrative Code (“NAC”) 704.

1. A description of how public comment was solicited, a summary of public response, and an explanation how other interested persons may obtain a copy of the summary.

The regulation in Public Utilities Commission of Nevada (“Commission”)Docket No. 98-9020 was published in the Henderson Home News on December 24, 1998, the Las Vegas Review Journal on December 10, 1998, and the Nevada Appeal on December 6, 1998. Additionally, the notice was mailed to city and county clerks, the Attorney General’s Bureau of Consumer Protection - Utility Consumer’s Advocate, county libraries, and all persons who requested inclusion on the Commission’s service list. There was no public response except from affected businesses which is discussed in #3 below. A copy of the written comments may be obtained by calling the Commission at (775) 687-6001 or (702) 486-2600, or by writing to the Commission at 1150 East William Street, Carson City, Nevada 89701 or 555 East Washington Avenue, Suite 4500, Las Vegas, Nevada 89101.

2. The number of persons who:

- (a) **Attended the workshop** **3**
- (b) **Testified at the workshop:** **3**
- (c) **Attended the hearing:** **3**
- (d) **Testified at the hearing:** **3**
- (e) **Submitted to the agency written comments:** Written comments were submitted to the Commission in writing by the Regulatory Operations Staff (“Staff”) of the Commission and Sierra Pacific Power Company (“Sierra”).

3. A description of how comment was solicited from affected businesses, a summary of their response, and an explanation how other interested persons may obtain a copy of the summary.

Comments were solicited from affected businesses by the notices in the newspapers, as outlined in #1above, and by direct mail to interested persons subscribing to the Commission’s mailing list. Sierra supported the regulation as proposed, although presented information of an updated mailing address of the Institute of Electrical and Electronics Engineers, INC. (“IEEE”). Sierra, therefore, proposed that the regulation be revised to reflect such updated information. A copy of the summary may be obtained by calling the Commission at (775) 687-6001 or (702) 486-2600, or by writing to the Commission at

1150 East William Street, Carson City, Nevada 89701 or 555 East Washington Avenue, Suite 4500, Las Vegas, Nevada 89101.

4. If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.

The only changes to the proposed regulation were to the address of the IEEE and to the cost of obtaining a copy of the National Electrical Safety Code (“NESC”), which were both discussed and agreed upon at the workshop and hearing. The regulation was adopted by the Commission at a regularly scheduled agenda meeting held on January 29, 1999.

5. The estimated economic effect of the adopted regulation on the business which it is to regulate and on the public. These must be stated separately, and each case must include:

- (a) Both adverse and beneficial effects; and**
- (b) Both immediate and long-term effects.**

(1) The proposed regulation is expected to have a negligible effect on the regulated businesses, both immediate and long-term, since, according to Staff’s comments, Sierra’s and Nevada Power Company’s (“NPC”) current construction, operations, and maintenance standards already comply with the most recent version of the NESC.

(2) The proposed regulation is expected to have a negligible effect on the public, both immediate and long-term, since, according to Staff’s comments, Sierra’s and Nevada Power Company’s (“NPC”) current construction, operations, and maintenance standards already comply with the most recent version of the NESC.

6. The estimated cost to the agency for enforcement of the adopted regulation.

There is no additional cost to the agency for enforcement of this regulation.

7. A description of any regulations of other state or government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.

This regulation neither overlaps nor duplicates any regulations of other state or government agencies.

8. If the regulation includes provisions which are more stringent than a federal regulation which regulates the same activity, a summary of such provisions.

This regulation includes no provisions which are more stringent than a federal regulation which regulates the same activity.

9. If the regulation provides a new fee or increase an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.

Although this regulation increase the fee to obtain a copy of the NESC, the IEEE rather than the Commission collects this fees and, thus, there is no amount of money that the Commission expects to collect.