

Chapter 704 of NAC

LCB File No. T025-05

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

PUCN DOCKET NO. 05-2025

BEFORE THE PUBLIC UTILITIES COMMISSION OF NEVADA

Rulemaking to amend NAC 704.460 to adopt the)
currently effective federal pipeline safety regulations.) Docket No. 05-2025
_____)

**NOTICE OF INTENT TO AMEND/ADOPT/REPEAL REGULATION,
NOTICE OF WORKSHOP AND NOTICE OF HEARING**

NOTICE IS HEREBY GIVEN that the Public Utilities Commission of Nevada (“Commission”) will hold a **WORKSHOP on Wednesday, April 13, 2005, at 1:00 p.m.**, at the offices of the Commission, Hearing Room A, 1150 E. William Street, Carson City, Nevada 89701 and Hearing Room A, 101 Convention Center Drive, Suite 250, Las Vegas, Nevada 89109, at which time interested persons may appear and be heard. The purpose of this workshop is to receive comments from all interested persons regarding the attached proposed revision to the Nevada Administrative Code (“NAC”) 704.460 to reflect currently effective federal pipeline safety regulations. The proposed temporary regulation would ensure that Nevada complies with federal requirements as soon as they become effective.

NOTICE IS HEREBY GIVEN that the Commission will also hold a **HEARING on Wednesday, April 13, 2005, at 2:00 p.m.**, at the offices of the Commission, Hearing Room A, 1150 E. William Street, Carson City, Nevada 89701 and Hearing Room A, 101 Convention Center Drive, Suite 250, Las Vegas, Nevada 89109, at which time interested persons may appear and be heard. The hearing may continue from day to day as necessary. The Commission may hear comments from interested persons regarding the proposed temporary regulation. The

Commission may also consider other issues related to the provisions of Chapter 233B, 703 and 704 of the Nevada Revised Statutes (“NRS”) and the NAC, as well as make decisions on procedural issues raised at the hearing. The Commission may also take any such other actions as it deems appropriate under the circumstances.

The following information is provided pursuant to the requirements of NRS 233B.0603:

On February 23, 2005, the Public Utilities Commission of Nevada (“Commission”) voted to open an investigation and rulemaking to amend NAC 704.460 to adopt the currently effective federal pipeline safety regulations. The Commission has designated this matter as Docket No. 05-2025.

The proposed temporary regulation potentially affects all entities involved with natural gas pipelines. At this time, the Commission cannot quantify either the adverse or the beneficial economic effects on the entities affected by the regulation or the public, either immediate or long-term, which may result from the regulation.

The Commission cannot quantify the potential costs associated with enforcement of this proposed temporary regulation. The regulation does overlap and duplicates federal government regulation, but does not overlap or duplicate other state and local regulations. The regulation does not establish any new fee or increase an existing fee.

Persons wishing to comment upon the proposed action of the Commission may appear at the scheduled public workshop or hearing or address their comments, data, views, or arguments, in written form, to the Secretary of the Commission, 1150 East William Street, Carson City, Nevada 89701 or 101 Convention Center Drive, Suite 250, Las Vegas, Nevada 89109.

A copy of this notice and the proposed temporary regulation will be on file at the State Library, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the proposed temporary regulation

will be available at the offices of the Commission, at 1150 East William Street, Carson City, Nevada 89701 or 101 Convention Center Drive, Suite 250, Las Vegas, Nevada 89109; and in all counties in which an office of the agency is not maintained, at the main public library, for inspection and copying by members of the public during business hours. This notice and the text of the proposed temporary regulation are also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, and on the Internet at <http://www.leg.state.nv.us>. Copies of this notice and the proposed temporary regulation will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

Upon adopting any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, will issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This notice has been posted at the county courthouses located in Reno, Carson City, and Las Vegas.

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NAC 704.460 Adoption of certain federal regulations. (NRS 703.025, 704.210) The commission hereby adopts by reference the regulations contained in 49 C.F.R. Parts 191, 192, 193 and 199~~[, as those regulations existed on February 14, 2004]~~. Copies of those parts are available at no charge from the United States Department of Transportation, Research and Special Programs Administration, Washington, D.C. 20590.