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ASSEMBLY BILL NO. 452—COMMITTEE  
ON COMMERCE AND LABOR

MARCH 27, 2017

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Referred to Committee on Commerce and Labor

SUMMARY—Directs the Legislative Committee on Energy to conduct an interim study concerning energy choice. (BDR S-1113)

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.

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AN ACT relating to energy; directing the Legislative Committee on Energy to conduct an interim study on energy choice; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law creates the Legislative Committee on Energy and directs the  
2 Committee to take a variety of actions with respect to matters related to energy  
3 policy within this State. (NRS 218E.800-218E.815) This bill requires the  
4 Committee to conduct a study during the 2017-2018 interim concerning energy  
5 choice. The study must include: (1) consideration of any issue, policy or  
6 requirement identified in Ballot Question No. 3, the Energy Choice Initiative,  
7 approved by the voters at the 2016 general election; and (2) a review of the work of  
8 the Governor’s Committee on Energy Choice established by the Governor after the  
9 voters’ approval of the Energy Choice Initiative.

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

1 **Section 1.** The Legislature hereby finds and declares that:  
2 1. At the general election on November 8, 2016, the voters of  
3 this State approved Ballot Question No. 3, the Energy Choice  
4 Initiative, which, if also approved by the voters at the 2018 general  
5 election, will amend Article 1 of the Nevada Constitution to:  
6 (a) Declare that it is the policy of this State that electricity  
7 markets be open and competitive;



1 (b) Establish a right for each person and commercial,  
2 governmental or other entity to choose the provider of its electric  
3 utility service; and

4 (c) Require the Legislature by July 1, 2023, to provide by law  
5 for provisions to establish an open, competitive retail electric energy  
6 market, ensure that protections are established that entitle customers  
7 to safe, reliable and competitively priced electricity and prohibit the  
8 grant of monopolies and exclusive franchises for the generation of  
9 electricity.

10 2. On February 9, 2017, the Governor issued Executive Order  
11 2017-03 establishing the Governor's Committee on Energy Choice  
12 and requiring the Committee to:

13 (a) Identify the legal, policy and procedural issues that need to  
14 be resolved, and offer suggestions and proposals for legislative,  
15 regulatory and executive actions that need to be taken, for the  
16 effective and efficient implementation of the Energy Choice  
17 Initiative;

18 (b) Review, evaluate and develop written plans for the full  
19 implementation of energy choice by 2023 in the event that the  
20 Energy Choice Initiative is again approved by a vote of the people  
21 in 2018; and

22 (c) Submit to the Governor a report that includes such plans not  
23 later than August 10, 2018.

24 **Sec. 2.** 1. The Legislative Committee on Energy shall  
25 conduct a study during the 2017-2018 interim concerning energy  
26 choice. The study must include, without limitation:

27 (a) Consideration of any issue, policy or requirement identified  
28 in 2016 Ballot Question No. 3, the Energy Choice Initiative; and

29 (b) A review of the work of the Governor's Committee on  
30 Energy Choice, including, without limitation, any legal, policy or  
31 procedural issue identified by the Governor's Committee on Energy  
32 Choice, any suggestion or proposal for legislative, regulatory or  
33 executive action made by the Governor's Committee on Energy  
34 Choice, any plan developed by the Governor's Committee on  
35 Energy Choice and any report submitted to the Governor by the  
36 Governor's Committee on Energy Choice.

37 2. The Legislative Committee on Energy shall, on or before  
38 February 1, 2019, submit a report of its findings and any  
39 recommendations for legislation to the Director of the Legislative  
40 Counsel Bureau for transmittal to the 80th Session of the Nevada  
41 Legislature.

