

## **REGIONAL COUNCIL OF RURAL COUNTIES "RIGHT OF FIRST REFUSAL"**

To be added to the Public Utilities Code:

Notwithstanding any other provision of law, no public utility shall sell, lease, assign or otherwise dispose of in whole or in part its hydroelectric power facilities, or any permit, license or contract related thereto, directly or indirectly, following approval by the commission under section 851, or any other law governing the disposal of such facilities by a public utility, of such a sale, lease, assignment or other disposal, without first offering in writing to the county or counties in which such facilities, permits, licenses or contracts by agreeing to pay the same price under the same terms approved by the commission. The county or counties may designate one or more public agencies to act as its or their agents for the purpose of exercising and implementing the right of refusal. In approving a sale, lease, assignment or other disposal under section 851, or any other applicable law, the commission shall not approve any term or condition that would have the effect of impairing the opportunity to exercise the right of refusal provided for in this section. A sale, lease, assignment or other disposal of facilities, permits, licenses or contracts to a county or public agency under this section shall not be considered a project as defined in section 21065 of the Public Resources Code.

Gov't Affairs:Michael Jackson First Right of Refusal