

LEGISLATURE OF NEBRASKA  
ONE HUNDRED FIFTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 821**

Introduced by Hughes, 44.

Read first time January 04, 2018

Committee: Natural Resources

- 1 A BILL FOR AN ACT relating to the Nebraska Power Review Board; to amend
- 2 section 70-1020, Revised Statutes Cumulative Supplement, 2016; to
- 3 change provisions relating to assessments as prescribed; and to
- 4 repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 70-1020, Revised Statutes Cumulative Supplement,  
2 2016, is amended to read:

3 70-1020 In order to defray the expenses of the Nebraska Power Review  
4 Board, there shall be imposed upon each public power district, public  
5 power and irrigation district, electric membership association, electric  
6 cooperative company, and municipality having an electric distribution  
7 system or generation and distribution system, and also upon all  
8 registered groups of municipalities, an assessment each fiscal year in  
9 such sum as shall be determined by the board and approved by the  
10 Governor. The total of such assessments shall not exceed the expenses of  
11 the board which may reasonably be anticipated for the fiscal year for  
12 which assessment is made, plus a reasonable reserve of funds adequate to  
13 deal with unanticipated expenses, and shall be apportioned among the  
14 various agencies in proportion to their gross income in the preceding  
15 calendar year. The board shall determine and certify the amount of such  
16 total assessment to be collected from each supplier after approval of the  
17 board's budget by the Legislature and Governor. If the board determines  
18 that the initial amount collected will be inadequate to fund the board's  
19 expenses, the board may levy special assessments to collect additional  
20 funds needed, subject to the board's total budget appropriation. The  
21 supplier shall remit the amount of any ~~its~~ assessment to the board within  
22 forty-five days after the mailing of the assessment. Any assessment not  
23 paid when due shall draw interest at a rate equal to the rate of interest  
24 allowed per annum under section 45-104.02, as such rate may from time to  
25 time be adjusted. The proceeds of such assessment shall be remitted to  
26 the State Treasurer for credit to the Nebraska Power Review Fund, which  
27 fund is hereby created and which, when appropriated by the Legislature,  
28 shall be used to administer the powers granted to the Nebraska Power  
29 Review Board, except that transfers may be made from the fund to the  
30 General Fund at the direction of the Legislature. Any money in the  
31 Nebraska Power Review Fund available for investment shall be invested by

1 the state investment officer pursuant to the Nebraska Capital Expansion  
2 Act and the Nebraska State Funds Investment Act.

3       Sec. 2.    Original section 70-1020, Revised Statutes Cumulative  
4 Supplement, 2016, is repealed.