

LEGISLATURE OF NEBRASKA
ONE HUNDRED SIXTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 124

FINAL READING

Introduced by Crawford, 45.

Read first time January 10, 2019

Committee: Urban Affairs

- 1 A BILL FOR AN ACT relating to the Property Assessed Clean Energy Act; to
- 2 amend section 13-3210, Revised Statutes Cumulative Supplement, 2018;
- 3 to change provisions relating to jointly created and administered
- 4 clean energy assessment districts; to repeal the original section;
- 5 and to declare an emergency.
- 6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 13-3210, Revised Statutes Cumulative Supplement,
2 2018, is amended to read:

3 13-3210 (1) Two or more municipalities may enter into an agreement
4 pursuant to the Interlocal Cooperation Act to jointly create, administer,
5 or create and administer for the creation, administration, or creation
6 and administration of clean energy assessment districts. Notwithstanding
7 subsection (1) of section 13-3204, the following provisions shall apply
8 to jointly created districts:

9 (a) Such districts may be separate, overlapping, or coterminous and
10 may be created anywhere within the municipalities that entered into the
11 agreement or within their extraterritorial zoning jurisdictions, except
12 that such districts shall not include any area within the corporate
13 boundaries or extraterritorial zoning jurisdiction of any city or village
14 unless such city or village is one of the municipalities that entered
15 into the agreement; and

16 (b) The agreement shall provide for a governing body for any such
17 district, which shall be made up of members of the governing bodies of
18 the municipalities that entered into the agreement.

19 (2) If the creation of clean energy assessment districts is
20 implemented jointly by two or more municipalities, a single public
21 hearing held jointly by the cooperating municipalities is sufficient to
22 satisfy the requirements of subsection (2) of section 13-3204.

23 (3) A municipality or municipalities may contract with a third party
24 for the administration of clean energy assessment districts.

25 Sec. 2. Original section 13-3210, Revised Statutes Cumulative
26 Supplement, 2018, is repealed.

27 Sec. 3. Since an emergency exists, this act takes effect when
28 passed and approved according to law.