



One Hundred First Legislature - Second Session - 2010
Introducer's Statement of Intent
LB 1080

Chairperson: Abbie Cornett
Committee: Revenue
Date of Hearing: February 10, 2010

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB 1080 would amend the Nebraska Advantage Act by adding a new project tier (i.e., "tier 7") to provide a personal property tax exemption for qualified wind energy projects.

A "qualified business" would be defined to mean "any business engaged in the production of electricity by means of using one or more wind energy turbines to produce electricity for sale."

Qualified property would constitute a separate class of personal property and would be defined to include only: (1) any depreciable tangible personal property; and (2) one or more turbine-powered generators used to produce electricity from wind energy. Additionally, to be qualified property, such property must be used in connection with a tier 7 project or projects and must be "acquired by the taxpayer, whether by lease or purchase, after the date the application was filed".

The required level of investment in qualified property is, as yet, undetermined, which is why the bill requires "investment in qualified property of at least XXX million dollars."

The taxpayer would have to annually file a separate exemption claim form approved by the Tax Commissioner for each project to obtain the exemption. That form would have to be filed on or before May 1 each year with the Tax Commissioner and a copy of it would also have to be filed annually with the county assessor of each county in which the applicant is requesting exemption.

Principal Introducer: _____
Senator Abbie Cornett