

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

SECOND SESSION

LEGISLATIVE BILL 741

Introduced by Schilz, 47; Langemeier, 23.

Read first time January 04, 2012

Committee: Natural Resources

A BILL

1 FOR AN ACT relating to electric power generation; to amend section
2 70-1014, Revised Statutes Cumulative Supplement, 2010; to
3 change provisions relating to applications for electric
4 generation facilities; and to repeal the original
5 section.
6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 70-1014, Revised Statutes Cumulative
2 Supplement, 2010, is amended to read:

3 70-1014 After hearing, the board shall have authority to
4 approve or deny the application. Except as provided in section
5 70-1014.01 for special generation applications and except as provided
6 in section 70-1014.02, before approval of an application, the board
7 shall find that the application will serve the public convenience and
8 necessity, and that the applicant can most economically and feasibly
9 supply the electric service resulting from the proposed construction
10 or acquisition, without unnecessary duplication of facilities or
11 operations.

12 If the application involves a transmission line which has
13 been planned and approved by a regional transmission organization and
14 the regional transmission organization has issued a notice to
15 construct or similar notice or order to a utility to construct the
16 line, the board shall also consider information from the regional
17 transmission organization's planning process and may consider the
18 benefits to the region, including Nebraska, provided by the proposed
19 line as part of the board's process in determining whether to approve
20 or deny the application.

21 Sec. 2. Original section 70-1014, Revised Statutes
22 Cumulative Supplement, 2010, is repealed.