

E AND R AMENDMENTS TO LB 899

Introduced by Slama, 1, Chairman Enrollment and Review

1           1. Strike the original sections and all amendments thereto and  
2 insert the following new sections:

3           Section 1. Section 70-625, Reissue Revised Statutes of Nebraska, is  
4 amended to read:

5           70-625 (1) Subject to the limitations of the petition for its  
6 creation and all amendments to such petition, a public power district has  
7 all the usual powers of a corporation for public purposes and may  
8 purchase, hold, sell, and lease personal property and real property  
9 reasonably necessary for the conduct of its business. No district may  
10 sell household appliances at retail if the retail price of any such  
11 appliance exceeds fifty dollars, except that newly developed electrical  
12 appliances may be merchandised and sold during the period of time in  
13 which any such appliances are being introduced to the public. New models  
14 of existing appliances shall not be deemed to be newly developed  
15 appliances. An electrical appliance shall be considered to be in such  
16 introductory period of time until the particular type of appliance is  
17 used by twenty-five percent of all the electrical customers served by  
18 such district, but such period shall in no event exceed five years from  
19 the date of introduction by the manufacturer of the new appliance to the  
20 local market.

21           (2) In addition to its powers authorized by Chapter 70 and specified  
22 in its petition for creation, as amended, a public power district may  
23 sell, lease, and service satellite television signal descrambling or  
24 decoding devices, satellite television programming, and equipment and  
25 services associated with such devices and programming, except that this  
26 section does not authorize public power districts (a) to provide signal  
27 descrambling or decoding devices or satellite programming to any location

1 (i) being furnished such devices or programming on April 24, 1987, or  
2 (ii) where community antenna television service is available from any  
3 person, firm, or corporation holding a franchise pursuant to sections  
4 18-2201 to 18-2206 or a permit pursuant to sections 23-383 to 23-388 on  
5 April 24, 1987, or (b) to sell, service, or lease C-band satellite dish  
6 systems or repair parts.

7 (3) In addition to the powers authorized by Chapter 70 and specified  
8 in its petition for creation as amended, the board of directors of a  
9 public power district may apply for and use funds available from the  
10 United States Department of Agriculture or other federal agencies for  
11 grants or loans to promote economic development and job creation projects  
12 in rural areas as permitted under the rules and regulations of the  
13 federal agency from which the funds are received. Any loan to be made by  
14 a district shall only be made in participation with a bank pursuant to a  
15 contract. The district and the participating bank shall determine the  
16 terms and conditions of the contract. In addition, in rural areas of the  
17 district, the board of directors of such district may provide technical  
18 or management assistance to prospective, new, or expanding businesses,  
19 including home-based businesses, provide assistance to a local or  
20 regional industrial or economic development corporation or foundation  
21 located within or contiguous to the district's service area, and provide  
22 youth and adult community leadership training.

23 (4) In addition to the powers authorized by Chapter 70 and specified  
24 in its petition for creation as amended, a public power district may sell  
25 or lease its dark fiber pursuant to sections 86-574 to 86-578.

26 (5) In addition to the powers authorized by Chapter 70 and specified  
27 in its petition for creation as amended, a public power district may  
28 develop, manufacture, use, purchase, or sell at wholesale advanced  
29 biofuels and biofuel byproducts and other fuels and fuel byproducts so  
30 long as the development, manufacture, use, purchase, or sale of such  
31 biofuels and biofuel byproducts and other fuels and fuel byproducts is

1 done to help offset greenhouse gas emissions.

2       (6) (5) Notwithstanding any law, ordinance, resolution, or  
3 regulation of any political subdivision to the contrary, each public  
4 power district may receive funds and extend loans pursuant to the  
5 Nebraska Investment Finance Authority Act or pursuant to this section. In  
6 addition to the powers authorized by Chapter 70 and specified in its  
7 petition for creation, as amended, and without the need for further  
8 amendment thereto, a public power district may own and operate, contract  
9 to operate, or lease energy equipment and provide billing, meter reading,  
10 surveys, or evaluations and other administrative services, but not to  
11 include natural gas services, of public utility systems within a  
12 district's service territory.

13       Sec. 2. Original section 70-625, Reissue Revised Statutes of  
14 Nebraska, is repealed.

15       2. On page 1, line 3, strike "biofuels and biofuel" and insert  
16 "certain fuels and fuel".