

LEGISLATURE OF NEBRASKA
ONE HUNDRED FIFTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 821

Introduced by Hughes, 44.

Read first time January 04, 2018

Committee:

- 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.