

AMENDMENTS TO LB 53

Introduced by Haar, 21.

1 1. Insert the following new section:

2 Sec. 5. Section 70-670, Reissue Revised Statutes of
3 Nebraska, is amended to read:

4 70-670 In addition to any other rights and powers
5 hereinabove conferred upon any district organized under or subject
6 to Chapter 70, article 6, each such district shall have and
7 exercise the power of eminent domain to acquire from any person,
8 firm, association, or private corporation any and all property
9 owned, used, or operated, or useful for operation, in the
10 generation, transmission, or distribution of electrical energy,
11 including an existing electric utility system or any part thereof,
12 except that such district may not exercise the power of eminent
13 domain over any property outside the chartered territory of the
14 district. The procedure to condemn property shall be exercised
15 in the manner set forth in Chapter 76, article 7. In the case
16 of the acquisition through the exercise of the power of eminent
17 domain of an existing electric utility system or part thereof, the
18 Attorney General shall, upon request of any district, represent
19 such district in the institution and prosecution of condemnation
20 proceedings. After acquisition of an existing electric utility
21 system through the exercise of the power of eminent domain, the
22 district shall reimburse the state for all costs and expenses
23 incurred in the condemnation proceedings by the Attorney General.

- 1 2. Amend the repealer and renumber the remaining sections
- 2 accordingly.