

LEGISLATURE OF NEBRASKA
ONE HUNDRED SIXTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 1205

Introduced by McCollister, 20; Hunt, 8; Kolowski, 31; Pansing Brooks, 28.

Read first time January 23, 2020

Committee: Natural Resources

- 1 A BILL FOR AN ACT relating to renewable energy; to adopt the Renewable
- 2 Energy Standards Act; and to provide an operative date.
- 3 Be it enacted by the people of the State of Nebraska,

1 Section 1. Sections 1 to 6 of this act shall be known and may be
2 cited as the Renewable Energy Standards Act.

3 Sec. 2. It is the policy of this state to encourage the development
4 of renewable electric power generation and to encourage the use of
5 renewable electric power to meet the needs of consumers.

6 Sec. 3. For purposes of the Renewable Energy Standards Act:

7 (1) Public power supplier means a public power district organized
8 under Chapter 70, article 6, a public power and irrigation district, a
9 municipality, a registered group of municipalities, an electric
10 cooperative, an electric membership association, a joint entity formed
11 under the Interlocal Cooperation Act, a joint public agency formed under
12 the Joint Public Agency Act, an agency formed under the Municipal
13 Cooperative Financing Act, or any other governmental entity providing
14 electric service; and

15 (2) Renewable energy generation facility means and includes:

16 (a) A demand side management facility, whether public-power-
17 supplier-located or customer-located, solar energy facility, a wind
18 turbine facility, a waste management facility, a cogeneration facility,
19 an agricultural crop or residue energy generation facility, or a wood-
20 burning facility, but shall not include any form of waste incineration
21 for energy recovery;

22 (b) The land, systems, buildings, or improvements located at a
23 facility described in subdivision (2)(a) of this section that are
24 necessary or convenient to the construction, completion, or operation of
25 the facility; and

26 (c) The transmission and distribution facilities necessary to
27 conduct the energy produced by a facility described in subdivision (2)(a)
28 of this section to users.

29 Sec. 4. A public power supplier shall place renewable electric
30 power generation capacity in service by:

31 (1) Constructing or acquiring ownership of renewable energy

1 production facilities; or

2 (2) Entering into contracts to purchase electricity from renewable
3 energy production facilities.

4 Sec. 5. Public power suppliers shall have placed renewable electric
5 power generation capacity into service on the following schedule:

6 (1) On or before the last day of 2022, renewable electric power
7 generation capacity equal to thirty-five percent of the supplier's median
8 annual generation for the calendar years 2019 through 2021 shall be in
9 service;

10 (2) On or before the last day of 2026, renewable electric power
11 generation capacity equal to fifty percent of the supplier's median
12 annual generation for the calendar years 2023 through 2025 shall be in
13 service; and

14 (3) On or before the last day of 2030, renewable electric power
15 generation capacity equal to seventy-five percent of the supplier's
16 median annual generation for the calendar years 2027 through 2029 shall
17 be in service.

18 Sec. 6. This act becomes operative on January 1, 2021.