

LEGISLATURE OF NEBRASKA
ONE HUNDRED SEVENTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 506

Introduced by Cavanaugh, J., 9.

Read first time January 19, 2021

Committee: Natural Resources

- 1 A BILL FOR AN ACT relating to net metering; to amend section 70-2003,
- 2 Reissue Revised Statutes of Nebraska; to change a requirement of a
- 3 local distribution utility to provide net metering to additional
- 4 customer-generators; and to repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 70-2003, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 70-2003 (1) A local distribution utility shall interconnect the
4 qualified facility of any customer-generator that enters into an
5 interconnection agreement with the local distribution utility, satisfies
6 the requirements for a qualified facility and all other requirements of
7 sections 70-2001 to 70-2005, and pays for costs incurred by the local
8 distribution utility for equipment or services required for
9 interconnection that would not be necessary if the qualified facility
10 were not interconnected to the local distribution system, except as
11 provided in subsection (2) of this section and as may be provided for in
12 the utility's aid in construction policy.

13 (2) A local distribution utility shall provide at no additional cost
14 to any customer-generator with a qualified facility a metering system
15 that is capable of measuring the flow of electricity in both directions
16 and may be accomplished through use of a single, bidirectional electric
17 revenue meter that has only a single register for billing purposes, a
18 smart metering system, or another meter configuration that can easily be
19 read by the customer-generator.

20 (3) A local distribution utility may, at its own expense, install
21 additional monitoring equipment to separately monitor the flow of
22 electricity in each direction as may be necessary to accomplish the
23 reporting requirements of sections 70-2001 to 70-2005.

24 (4) Subject to the requirements of sections 70-2001 to 70-2005 and
25 the interconnection agreement, a local distribution utility shall provide
26 net metering to any customer-generator with a qualified facility. The
27 local distribution utility shall allow a customer-generator's retail
28 electricity consumption to be offset by a qualified facility that is
29 interconnected with the local distribution system. A qualified facility's
30 net excess generation during a billing period, if any, shall be
31 determined by the local distribution utility in accordance with section

1 70-2002 and shall be credited to the customer-generator at a rate equal
2 to the local distribution utility's avoided cost of electricity supply
3 during the billing period, and the monetary credits shall be carried
4 forward from billing period to billing period and credited against the
5 customer-generator's retail electric bills in subsequent billing periods.
6 Any excess monetary credits shall be paid out to coincide with the final
7 bill at the end of each annualized period or within sixty days after the
8 date the customer-generator terminates its retail service.

9 (5) A local distribution utility shall not be required to provide
10 net metering to additional customer-generators, regardless of the output
11 of the proposed generation unit, after the date during a calendar year on
12 which the total generating capacity of all customer-generators using net
13 metering served by such local distribution utility is equal to or exceeds
14 three ~~one~~ percent of the capacity necessary to meet the local
15 distribution utility's average aggregate customer monthly peak demand
16 forecast for that calendar year.

17 (6) No local distribution utility may require a customer-generator
18 whose qualified facility meets the standards established under sections
19 70-2001 to 70-2005 to:

20 (a) Comply with additional safety or performance standards or pay
21 additional charges for equipment or services for interconnection that are
22 additional to those necessary to meet the standards established under
23 sections 70-2001 to 70-2005;

24 (b) Perform or pay for additional tests; or

25 (c) Purchase additional liability insurance if all safety and
26 interconnection requirements are met.

27 (7) Nothing in sections 70-2001 to 70-2005 prevents a local
28 distribution utility from entering into other arrangements with customers
29 desiring to install electric generating equipment or from providing net
30 metering to customer-generators having renewable generation units with a
31 rated capacity above twenty-five kilowatts.

1 Sec. 2. Original section 70-2003, Reissue Revised Statutes of
2 Nebraska, is repealed.