

LEGISLATURE OF NEBRASKA
ONE HUNDRED NINTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 129

Introduced by McKeon, 41; Hardin, 48; Lippincott, 34; Lonowski, 33.

Read first time January 10, 2025

Committee:

- 1 A BILL FOR AN ACT relating to political subdivisions; to amend section
- 2 13-407, Revised Statutes Cumulative Supplement, 2024; to define a
- 3 term; to prohibit restrictions on the provision of certain energy
- 4 services; and to repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 **Section 1.** Section 13-407, Revised Statutes Cumulative Supplement,
2 2024, is amended to read:

3 13-407 (1) For purposes of this section, energy source means any
4 fuel or power source used to power an engine, including aviation fuel,
5 biofuel, compressed or liquified natural gas, diesel fuel including
6 renewable diesel and biodiesel blended fuel, electricity used for
7 charging electric vehicles, gasoline including ethanol blended gasoline,
8 gas distillates, hydrogen, and liquified petroleum gas.

9 (2) (1) No county, city, village, or other political subdivision of
10 the state shall enact or implement any ordinance, code, resolution, rule,
11 regulation, or policy that restricts, prohibits, or has the effect of
12 restricting or prohibiting any energy source ~~the types or fuel sources of~~
13 ~~energy~~ that may be used, delivered, converted, or supplied by the
14 following entities to serve customers that such entities are authorized
15 to serve:

- 16 (a) A natural gas utility;
- 17 (b) A natural gas transmission company; ~~or~~
- 18 (c) A retail marketer or dispenser of propane; or ~~or~~
- 19 (d) A retail marketer of any other energy source.

20 (2) This section does not apply to ordinances, codes, resolutions,
21 rules, regulations, or policies:

- 22 (a) Governing a natural gas utility owned or operated and directly
23 controlled by a city or village; or
- 24 (b) Regulating a retail marketer or dispenser of propane.

25 **Sec. 2.** Original section 13-407, Revised Statutes Cumulative
26 Supplement, 2024, is repealed.