

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
Transcriber's Office

April 6, 1999

LB 78

it faces a rebuttable presumption that...what does it face? How does this bill change things? In other words, does that rebuttable presumption have anything to do then with MUD getting into that zoning jurisdiction in that particular town?

SENATOR BRUNING: Yes. Yes. For example, the city of LaVista is a...

SENATOR BEUTLER: Okay.

SENATOR BRUNING: ...Peoples Natural Gas city. If MUD decided it wanted to come into the city of LaVista and serve the office building...

SENATOR BEUTLER: Into the city itself, or the zoning jurisdiction? Either...

SENATOR BRUNING: Into the city...

SENATOR BEUTLER: ...either one?

SENATOR BRUNING: ...or the zoning jurisdiction.

SENATOR BEUTLER: Okay.

SENATOR BRUNING: It would need to rebut that presumption that that is a Peoples Natural Gas area, so it could not double pipe without rebutting the presumption. It couldn't just...under current law it can...

SENATOR BEUTLER: So it kind of goes both ways. The presumption is that it's not in the best interest of MUD in that instance to be...to continue in that direction.

SENATOR BRUNING: Correct. It's not in the best interests of the public to have double piping in LaVista.

SENATOR BEUTLER: Even if it didn't require double piping. In other words, MUD would have to go back and, against a rebuttable presumption, prove the...prove the five points of the public interest test...