## TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE Transcriber's Office FLOOR DEBATE

March 1, 2005 LB 139

SENATOR CUDABACK: Senator Schrock, to open on AM0647 to LB 139.

SENATOR SCHROCK: This amendment was brought to our attention by the Municipal Power Pool. And they weren't sure that it was totally clear that this bill includes all public power. So the amendment adds a definition of "public power industry" to include all public power suppliers in Nebraska. And like I said, this amendment was brought to our attention by the Nebraska Municipal Power Pool, to make sure that the bill was all-inclusive for all public power.

SENATOR CUDABACK: Thank you, Senator Schrock. You've heard the opening on AM0647, offered by Senator Schrock to LB 139. Open for discussion. Senator Beutler.

SENATOR BEUTLER: Senator Schrock, just one question, if I may. Does this bill maintain the line between public power and private power, in the sense that private entities would be effectively prohibited from engaging in this kind of power production?

SENATOR CUDABACK: Senator Schrock.

SENATOR SCHROCK: Senator Beutler, I'm not sure if I can answer that. My perception here would be that it wouldn't prohibit somebody from engaging in the production of hydrogen, but it would prohibit...but it wouldn't allow them to produce and sell electricity in this state. I don't know if that's correct or not, but that's the way I would interpret this. I don't think this prohibits anybody else from producing hydrogen. But it...

SENATOR BEUTLER: Okay. Would you explain a little bit more--and I should be up to date on these things, but I'm not--about the technology of hydrogen production? What's being produced, what the different ways of using it are, and what's the distinction between producing it and what this bill allows to happen.

SENATOR SCHROCK: Let me read out of February's <u>State</u> <u>Legislatures</u> magazine, in an article that was printed by this magazine. And this paragraph here: Hydrogen fuel cell powered