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

April 4, 2006 LB 1249

is something that does not appear any place in our existing law A jurisdictional utility or metropolitan utilities district shall furnish retail service upon application to any person within its exclusive service territory. Do you know there's not an obligation to serve either MUD or a natural gas customer right now? Why? Because who do they belong to? We don't know. The pipes are in the ground, but there is no exclusive service territory. Let me finish the thought...shall service...retail service upon application to any person within its exclusive service area, if it is economically feasible to service and supply the person. The natural gas service shall be furnished by the jurisdictional utility or metropolitan utilities district within a reasonable time after application is The failure or refusal of a jurisdictional utility to comply with subsection (1) shall authorize the commission to put another appropriate and willing jurisdictional utility metropolitan utilities district to provide natural gas service to the applicant. There is no obligation to serve in existing law.

SENATOR BAKER PRESIDING

SENATOR BAKER: One minute.

SENATOR LANDIS: Once you know where you're supposed to serve, then the other shoe drops, and along with it comes the obligation that if it's economically feasible, you need to provide the service. And if you don't, then somebody else might be able to come along and ask for it. And that's another good reason to have an exclusive service territory. Thank you very much.

SENATOR BAKER: Thank you, Senator Landis. Senator Landis, your light is on next. Senator Landis waives. Senator Friend.

SENATOR FRIEND: Thank you, Mr. President, members of the Legislature. Again, this is what I wanted this to be, okay? I wanted this to be a policy discussion, and the funny thing about it is, I think the three times that we've been out here to discuss this issue, albeit a couple of those times rather briefly, the discussion wound around the toilet bowl and turned