State Legislative Update
2020 Nebraska Legislative Calendar

Nebraska’s 106th Legislature

- January 8th – Legislature convenes at 10 a.m.
- January 13th – Debate on carry-over legislation begins
- January 21st – Public hearings begin
- January 23rd – Last day of bill introduction
- February 19th – Deadline for Speaker priority requests
- February 21st – Deadline for designation of committee and senator priority bills
- February 25th – Speaker priority bills announced prior to adjournment
- February 27th – Date to complete committee public hearings on introduced bills
- March 3rd – Full-day debate
- April 23rd – Day 60, sine die
State Legislative Status

• 20 of 60 days complete
• More than 500 new bills introduced
• Monitoring more than 75 bills
• Topics related to OPPD and our industry:
  • Data privacy
  • Economic development – taxes and workforce
  • Decarbonization Study/Renewable Portfolio Standard (RPS)
  • Broadband
  • Home Owners Association (HOA) governance
  • Linda’s Law – Medical shutoffs
  • LB218 fix for rural electric cooperatives
  • Governance for MEAN/NMPP
  • Non-traditional fuels
  • Electric vehicles
  • Net metering
  • Others that will arise
## 2020 Legislation – Priority Status

<table>
<thead>
<tr>
<th>Bill &amp; Current Status</th>
<th>Summary</th>
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</thead>
<tbody>
<tr>
<td>LB 818 Brewer</td>
<td>Adjust the nameplate capacity tax for inflation</td>
<td><strong>Oppose</strong> 1/8/20 Introduced, 1/10/20 Referred to Revenue Committee, 1/24/20 Hearing held</td>
</tr>
<tr>
<td>LB 832 Brewer</td>
<td>Provide for a special election prior to the exercise of eminent domain for transmission lines in certain circumstances</td>
<td><strong>Oppose</strong> 1/8/20 Introduced, 1/10/20 Referred to Judiciary Committee, 1/22/20 Hearing held</td>
</tr>
<tr>
<td>LB 896 Erdman</td>
<td>Require notice of construction and expansion of structures near military installations as prescribed</td>
<td><strong>Monitor</strong> 1/9/20 Introduced, 1/13/20 Referred to Government, Military and Veterans Affairs Committee, 1/30/20 Hearing held</td>
</tr>
<tr>
<td>LB 898 Friesen</td>
<td>Provide for the collocation of certain wireless facilities</td>
<td><strong>Oppose</strong> 1/9/20 Introduced, 1/13/20 Referred to Transportation and Telecommunications Committee, 2/3/20 Hearing held</td>
</tr>
<tr>
<td>LB 899 Hughes</td>
<td>Provide certain powers to public power districts relating to biofuels and biofuel byproducts</td>
<td><strong>Support</strong> 1/9/20 Introduced, 1/13/20 Referred to Natural Resources Committee, 1/23/20 Hearing held</td>
</tr>
<tr>
<td>LB 923 Lindstrom</td>
<td>Change sales tax provisions relating to gross receipts</td>
<td><strong>Support</strong> 1/10/20 Introduced, 1/13/20 Referred to Revenue Committee, 1/30/20 Hearing held, 2/4/20 Placed on General File</td>
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<td>LB 933 Crawford</td>
<td>Change provisions relating to discontinuance of utility service</td>
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<tr>
<td>LB 992 Friesen</td>
<td>Adopt the Broadband Internet Service Infrastructure Act and provide for certain broadband and Internet-related services</td>
</tr>
<tr>
<td>LB 1132 Wayne</td>
<td>Change provisions relating to net metering</td>
</tr>
<tr>
<td>LB 1205 McCollister</td>
<td>Adopt the Renewable Energy Standards Act</td>
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## 2019 “Hold Over” Legislation – Priority Status

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<tr>
<td><strong>LB 283 Pansing Brooks</strong></td>
<td>Provide for a climate change study</td>
</tr>
<tr>
<td>Monitor</td>
<td>1/15/19 Introduced, 1/18/19 Referred to Executive Board, 2/11/19 Hearing held, 1/24/20 Vargas AM2116 filed</td>
</tr>
<tr>
<td><strong>LB 285 McCollister</strong></td>
<td>State intent to appropriate funds to the Nebraska Power Review Board for a study and state public policy</td>
</tr>
<tr>
<td>Oppose</td>
<td>1/17/19 Introduced, 1/17/19 Referred to Natural Resources Committee, 3/14/19 Hearing held</td>
</tr>
<tr>
<td><strong>LB 373 Brewer</strong></td>
<td>Provide setback and zoning requirements for wind energy generation projects</td>
</tr>
<tr>
<td>Oppose</td>
<td>1/16/19 Introduced, 1/18/19 Referred to Government, Military and Veteran Affairs Committee, 1/31/19 Hearing held, 3/5/19 Brewer AM428 filed, 5/30/19 Attorney General Opinion 19-008 to Brewer</td>
</tr>
<tr>
<td><strong>LB 509 McCollister</strong></td>
<td>To redefine net metering and qualified facility; to change a provision relating to powers and duties of a local distribution utility</td>
</tr>
<tr>
<td>Support of AM624</td>
<td>1/22/19 Introduced, 1/24/19 Referred to Natural Resources Committee, 3/14/19 Hearing held</td>
</tr>
<tr>
<td><strong>LB 627 Pansing Brooks</strong></td>
<td>Prohibit discrimination based upon sexual orientation and gender identity</td>
</tr>
<tr>
<td>Support</td>
<td>1/23/19 Introduced, 1/25/19 Referred to Judiciary Committee, 2/7/19 Hearing held, 3/5/19 Chair ruled there had not been full and fair debate on the advancement of the bill. 3/5/19 Motion to overrule the chair failed</td>
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<td><strong>LB 678 Vargas</strong></td>
<td>Create the Volkswagen Settlement Cash Fund and provide duties for the Department of Environmental Quality</td>
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<tr>
<td><strong>Support</strong></td>
<td>1/23/19 Introduced, 1/25/19 Referred to Appropriations Committee, 3/20/19 Hearing held, 3/31/19 Provisions/portions of LB678 amended into LB294 by AM1329</td>
</tr>
<tr>
<td><strong>LB 700 Bostelman</strong></td>
<td>Provide for decommissioning and reclamation of a wind energy conversion system</td>
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<tr>
<td><strong>LB 720 Kolterman</strong></td>
<td>Adopt the ImagiNE Nebraska Act and provide tax incentives</td>
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Federal Activity & Legislative Update
Federal Activity

Three key areas of activity:

• Monitor and lobbying on Federal policy
• Monitor and engage with Agencies and Regulations
  • Department Of Energy, Environmental Protection Agency, Department of Interior, Nuclear Regulatory Commission, Federal Energy Regulatory Commission, Department of Homeland Security
• Education and Coalition Building
Strategic Partnerships

American Public Power Association (APPA)
Government Relations Working Group (past chair), Advisory Committee, Other task forces

Large Public Power Council (LPPC)

Nuclear Energy Institute (NEI)
Standing Government Affairs Committee
Federal Legislative Overview

• 116th Congress - January 3, 2019 to January 3, 2021
• Election year
• More than 9,000 bills in House and Senate
• Topics we continue to follow/educate
  • Infrastructure
  • Oversight
  • Climate change
  • Environmental
  • Distributed generation and renewables
  • Many other items such as cyber security, supply chains, disaster response and taxes
Climate Leadership and Environmental Action for Our Nation’s (CLEAN) Future Act

- Released on 1/28/20
- Broad sweeping proposal in eight sectors:
  - Power
  - Building
  - Transportation
  - Industrial
  - National Climate Target for Federal Agencies
  - State Climate Plans
  - National Climate Bank
  - Environmental Justice
- 622 page proposal
- Under review by OPPD Subject Matter Experts (SMEs)
Policy Updates

• Moving Forward Framework – Green Infrastructure Package
  • Released on 1/28/20
  • Funding roads, transit, rail, aviation, broadband, wastewater and drinking water infrastructure

• Green Energy Tax Bill
  • Anticipated release in March
  • May include expansion of the existing tax credit for electric vehicle buyers
  • May include tax incentives for solar, wind, geothermal and other non-fossil fuel energy sources

• Various Carbon Tax Proposals