

AMENDMENTS TO LB399

Introduced by Natural Resources.

1 1. Strike the original sections and insert the following new
2 sections:

3 Section 1. Section 70-1001.01, Revised Statutes Supplement, 2023, is
4 amended to read:

5 70-1001.01 For purposes of sections 70-1001 to 70-1028, unless the
6 context otherwise requires:

7 (1) Board means the Nebraska Power Review Board;

8 (2) Electric supplier or supplier of electricity means any legal
9 entity supplying, producing, or distributing electricity within the state
10 for sale at wholesale or retail;

11 (3) Private electric supplier means an electric supplier producing
12 electricity from a privately developed renewable energy generation
13 facility that is not a public power district, a public power and
14 irrigation district, a municipality, a registered group of
15 municipalities, an electric cooperative, an electric membership
16 association, any other governmental entity, or any combination thereof. A
17 private electric supplier is limited to the development of those
18 facilities as provided in subdivision (4) of this section;

19 (4) Privately developed renewable energy generation facility means
20 and is limited to a facility that (a) generates electricity using solar,
21 wind, geothermal, biomass, landfill gas, or biogas, including all
22 electrically connected equipment used to produce, collect, and store the
23 facility output up to and including the transformer that steps up the
24 voltage to sixty thousand volts or greater, and including supporting
25 structures, buildings, and roads, unless otherwise agreed to in a joint
26 transmission development agreement, (b) is developed, constructed, and
27 owned, in whole or in part, by one or more private electric suppliers,

1 and (c) is not wholly owned by a public power district, a public power
2 and irrigation district, a municipality, a registered group of
3 municipalities, an electric cooperative, an electric membership
4 association, any other governmental entity, or any combination thereof;

5 (5) Regional transmission organization means an entity independent
6 from those entities generating or marketing electricity at wholesale or
7 retail, which has operational control over the electric transmission
8 lines in a designated geographic area in order to reduce constraints in
9 the flow of electricity and ensure that all power suppliers have open
10 access to transmission lines for the transmission of electricity;

11 (6) Reliable or reliability means the ability of an electric
12 supplier to supply the aggregate electric power and energy requirements
13 of its electricity consumers in Nebraska at all times under normal
14 operating conditions, taking into account scheduled and unscheduled
15 outages, including sudden disturbances or unanticipated loss of system
16 components that are to be reasonably expected for any electric utility
17 following prudent utility practices, recognizing certain weather
18 conditions and other contingencies may cause outages at the distribution,
19 transmission, and generation level;

20 (7) Representative organization means an organization designated by
21 the board and organized for the purpose of providing joint planning and
22 encouraging maximum cooperation and coordination among electric
23 suppliers. Such organization shall represent electric suppliers owning a
24 combined electric generation plant accredited capacity of at least ninety
25 percent of the total electric generation plant accredited capacity
26 constructed and in operation within the state;

27 (8) State means the State of Nebraska; and

28 (9) Unbundled retail rates means the separation of utility bills
29 into the individual price components for which an electric supplier
30 charges its retail customers, including, but not limited to, the separate
31 charges for the generation, transmission, and distribution of

1 electricity.

2 Sec. 2. Section 70-1014, Reissue Revised Statutes of Nebraska, is
3 amended to read:

4 70-1014 (1) After hearing, the board shall have authority to approve
5 or deny the application. Except as provided in section 70-1014.01 for
6 special generation applications, before approval of an application, the
7 board shall find that:

8 (a) The ~~the~~ application will serve the public convenience and
9 necessity, and that the applicant can most economically and feasibly
10 supply the electric service resulting from the proposed construction or
11 acquisition, without unnecessary duplication of facilities or operations;
12 and -

13 (b)(i) For any proposed electric generation facility that has a
14 generating capacity that is greater than ten megawatts, the applicant has
15 held at least one public meeting with advanced publicized notice in one
16 of the counties in which the proposed facility will be located at which
17 (A) at least fifty percent of the governing body of the electric supplier
18 attends either in person or by videoconference, but with not less than
19 one member of the governing body physically present, (B) the applicant
20 explains the need for the proposed facility and the type of facility, and
21 (C) real property owners in any of the counties in which the proposed
22 facility will be located are provided an opportunity to comment on the
23 proposed facility. The applicant shall provide a report to the board
24 containing the minutes of any such meeting and how many people commented
25 on the proposed facility. Documentation received at any such meeting may
26 be made available to the board upon its request. A meeting described in
27 this subdivision is not subject to the requirements described in
28 subdivision (2)(b)(iv) of section 84-1411.

29 (ii) This subdivision (b) shall not apply if the proposed facility
30 will be located on real property owned by the applicant at the time of
31 application.

1 (2) If the application involves a transmission line or related
2 facilities planned and approved by a regional transmission organization
3 and the regional transmission organization has issued a notice to
4 construct or similar notice or order to a utility to construct the line
5 or related facilities, the board shall also consider information from the
6 regional transmission organization's planning process and may consider
7 the benefits to the region, which shall include Nebraska, provided by the
8 proposed line or related facilities as part of the board's process in
9 determining whether to approve or deny the application.

10 (3) A privately developed renewable energy generation facility is
11 exempt from this section if it complies with section 70-1014.02.

12 Sec. 3. Section 70-1014.02, Revised Statutes Cumulative Supplement,
13 2022, is amended to read:

14 70-1014.02 (1) The Legislature finds that:

15 (a) Nebraska has the authority as a sovereign state to protect its
16 land, natural resources, and cultural resources for economic and
17 aesthetic purposes for the benefit of its residents and future
18 generations by regulation of energy generation projects;

19 (b) The unique terrain and ecology of the Nebraska Sandhills provide
20 an irreplaceable habitat for millions of migratory birds and other
21 wildlife every year and serve as the home to numerous ranchers and
22 farmers;

23 (c) The grasslands of the Nebraska Sandhills and other natural
24 resources in Nebraska will become increasingly valuable, both
25 economically and strategically, as the demand for food and energy
26 increases; and

27 (d) The Nebraska Sandhills are home to priceless archaeological
28 sites of historical and cultural significance to American Indians.

29 (2)(a) A privately developed renewable energy generation facility
30 that meets the requirements of this section is exempt from sections
31 70-1012 to 70-1014.01. ~~Prior if no less than thirty days prior to the~~

1 commencement of construction of a privately developed renewable energy
2 generation facility, the owner of such the facility shall file an
3 application with : ~~(i) Notifies the board and receive the board's~~
4 ~~approval in writing of its intent to commence construction. The owner~~
5 ~~shall certify to the board in the application that: of a privately~~
6 ~~developed renewable energy generation facility;~~

7 ~~(i) The (ii) Certifies to the board that the facility will meet the~~
8 requirements for a privately developed renewable energy generation
9 facility;

10 ~~(ii) The (iii) Certifies to the board that the private electric~~
11 supplier will (A) comply with any decommissioning requirements adopted by
12 the local governmental entities having jurisdiction over the privately
13 developed renewable energy generation facility and (B) except as
14 otherwise provided in subdivision (b) of this subsection, submit a
15 decommissioning plan to the board obligating the private electric
16 supplier to bear all costs of decommissioning the privately developed
17 renewable energy generation facility and requiring that the private
18 electric supplier post a security bond or other instrument, no later than
19 the third tenth year following commercial operation, securing the costs
20 of decommissioning the facility and provide a copy of the bond or
21 instrument to the board;

22 ~~(iii) The (iv) Certifies to the board that the private electric~~
23 supplier has entered into or prior to commencing construction will enter
24 into a joint transmission development agreement pursuant to subdivision
25 (c) of this subsection with the electric supplier owning the transmission
26 facilities of sixty thousand volts or greater to which the privately
27 developed renewable energy generation facility will interconnect; ~~and~~

28 ~~(iv) The (v) Certifies to the board that the private electric~~
29 supplier has consulted with the Game and Parks Commission to identify
30 potential measures to avoid, minimize, and mitigate impacts to species
31 identified under subsection (1) or (2) of section 37-806 during the

1 project planning and design phases, if possible, but in no event later
2 than the commencement of construction; -

3 (v) The applicant has entered into a power purchase agreement for
4 the output of the privately developed renewable energy generation
5 facility; and

6 (vi) For a proposed privately developed renewable energy generation
7 facility that has a generating capacity that is greater than ten
8 megawatts, the entity with whom the applicant has entered into a power
9 purchase agreement has held at least one public meeting with advanced
10 publicized notice in one of the counties in which the proposed facility
11 will be located at which (A) at least fifty percent of the governing body
12 of such entity attends either in person or by videoconference, but with
13 not less than one member of the governing body physically present, (B)
14 the applicant explains the need for the proposed facility and the type of
15 facility, and (C) real property owners in any of the counties in which
16 the proposed facility will be located are provided an opportunity to
17 comment on the proposed facility. The applicant shall provide a report to
18 the board containing the minutes of any such meeting and how many people
19 commented on the proposed facility. Documentation received at any such
20 meeting may be made available to the board upon its request. A meeting
21 described in this subdivision is not subject to the requirements
22 described in subdivision (2)(b)(iv) of section 84-1411.

23 (b) The board may bring an action in the name of the State of
24 Nebraska for failure to comply with subdivision (a)(ii)(B) ~~(a)(iii)(B)~~ of
25 this subsection, except that such subdivision ~~Subdivision (a)(iii)(B)~~
26 ~~of this subsection~~ does not apply if a local government entity with the
27 authority to create requirements for decommissioning has enacted
28 decommissioning requirements for the applicable jurisdiction.

29 (c) ~~A~~ The joint transmission development agreement shall be entered
30 into to address construction, ownership, operation, and maintenance of
31 such additions or upgrades to the transmission facilities as required for

1 the privately developed renewable energy generation facility. The joint
2 transmission development agreement shall be negotiated and executed
3 contemporaneously with the generator interconnection agreement or other
4 directives of the applicable regional transmission organization with
5 jurisdiction over the addition or upgrade of transmission, upon terms
6 consistent with prudent electric utility practices for the
7 interconnection of renewable generation facilities, the electric
8 supplier's reasonable transmission interconnection requirements, and
9 applicable transmission design and construction standards. The electric
10 supplier shall have the right to purchase and own transmission facilities
11 as set forth in the joint transmission development agreement. The private
12 electric supplier of the privately developed renewable energy generation
13 facility shall have the right to construct any necessary facilities or
14 improvements set forth in the joint transmission development agreement
15 pursuant to the standards set forth in the agreement at the private
16 electric supplier's cost.

17 ~~(3)(a) (3)~~ Within ten days after receipt of an application ~~a written~~
18 ~~notice~~ complying with subsection (2) of this section, including the
19 holding of at least one public meeting pursuant to subdivision (2)(a)(vi)
20 of this section, if applicable, the board shall approve the application
21 if the board finds that (i) the application meets the criteria certified
22 in such application pursuant to subsection (2) of this section, (ii) the
23 application will serve the public convenience and necessity, and (iii)
24 the applicant can most economically and feasibly supply the electric
25 service resulting from the proposed construction or acquisition without
26 unnecessary duplication of facilities or operations.

27 (b) The ~~the~~ executive director of the board shall issue a written
28 acknowledgment of such board approval and that the privately developed
29 renewable energy generation facility is exempt from sections 70-1012 to
30 70-1014.01 if such facility remains in compliance with the requirements
31 of this section.

1 (4) The exemption allowed under this section for a privately
2 developed renewable energy generation facility shall extend to and exempt
3 all private electric suppliers owning any interest in the facility,
4 including any successor private electric supplier which subsequently
5 acquires any interest in the facility.

6 (5) No property owned, used, or operated as part of a privately
7 developed renewable energy generation facility shall be subject to
8 eminent domain by a consumer-owned electric supplier operating in the
9 State of Nebraska. Nothing in this section shall be construed to grant
10 the power of eminent domain to a private electric supplier or limit the
11 rights of any entity to acquire any public, municipal, or utility right-
12 of-way across property owned, used, or operated as part of a privately
13 developed renewable energy generation facility as long as the right-of-
14 way does not prevent the operation of or access to the privately
15 developed renewable energy generation facility.

16 (6) Only a consumer-owned electric supplier operating in the State
17 of Nebraska may exercise eminent domain authority to acquire the land
18 rights necessary for the construction of transmission lines and related
19 facilities. There is a rebuttable presumption that the exercise of
20 eminent domain to provide needed transmission lines and related
21 facilities for a privately developed renewable energy generation facility
22 is a public use.

23 (7) Nothing in this section shall be construed to authorize a
24 private electric supplier to sell or deliver electricity at retail in
25 Nebraska.

26 (8) Nothing in this section shall be construed to limit the
27 authority of or require a consumer-owned electric supplier operating in
28 the State of Nebraska to enter into a joint agreement with a private
29 electric supplier to develop, construct, and jointly own a privately
30 developed renewable energy generation facility.

31 Sec. 4. Section 70-1015, Revised Statutes Cumulative Supplement,

1 2022, is amended to read:

2 70-1015 ~~(1)~~ If any supplier violates Chapter 70, article 10, by
3 either (1) ~~(a)~~ commencing the construction or finalizing or attempting to
4 finalize the acquisition of any generation facilities, any transmission
5 lines, or any related facilities without first ~~providing notice or~~
6 ~~obtaining board approval, whichever is required,~~ or (2) ~~(b)~~ serving or
7 attempting to serve at retail any customers located in Nebraska or any
8 wholesale customers in violation of section 70-1002.02, such
9 construction, acquisition, or service of such customers shall be enjoined
10 in an action brought in the name of the State of Nebraska until such
11 supplier has complied with Chapter 70, article 10.

12 ~~(2) If the executive director of the board determines that a private~~
13 ~~electric supplier commenced construction of a privately developed~~
14 ~~renewable energy generation facility less than thirty days prior to~~
15 ~~providing the notice required in subdivision (2)(a) of section~~
16 ~~70-1014.02, the executive director shall send notice via certified mail~~
17 ~~to the private electric supplier, informing it of the determination that~~
18 ~~the private electric supplier is in violation of such subdivision and is~~
19 ~~subject to a fine in the amount of five hundred dollars. The private~~
20 ~~electric supplier shall have twenty days from the date on which the~~
21 ~~notice is received in which to submit the notice described in such~~
22 ~~subdivision and to pay the fine. Within ten days after the private~~
23 ~~electric supplier submits a notice compliant with subsection (2) of~~
24 ~~section 70-1014.02 and payment of the fine, the executive director of the~~
25 ~~board shall issue the written acknowledgment described in subsection (3)~~
26 ~~of section 70-1014.02. If the private electric supplier fails to submit a~~
27 ~~notice compliant with subsection (2) of section 70-1014.02 and pay the~~
28 ~~fine within twenty days after the date on which the private electric~~
29 ~~supplier receives the notice from the executive director of the board,~~
30 ~~the private electric supplier shall immediately cease construction or~~
31 ~~operation of the privately developed renewable energy generation~~

1 facility.

2 ~~(3) If the private electric supplier disputes that construction was~~
3 ~~commenced less than thirty days prior to submitting the written notice~~
4 ~~required by subdivision (2)(a) of section 70-1014.02, the private~~
5 ~~electric supplier may request a hearing before the board. Such request~~
6 ~~shall be submitted within twenty days after the private electric supplier~~
7 ~~receives the notice sent by the executive director pursuant to subsection~~
8 ~~(2) of this section. If the private electric supplier does not accept the~~
9 ~~certified mail sent pursuant to such subsection, the executive director~~
10 ~~shall send a second notice to the private electric supplier by first-~~
11 ~~class United States mail. The private electric supplier may submit a~~
12 ~~request for hearing within twenty days after the date on which the second~~
13 ~~notice was mailed.~~

14 ~~(4) Upon receipt of a request for hearing, the board shall set a~~
15 ~~hearing date. Such hearing shall be held within sixty days after such~~
16 ~~receipt. The board shall provide to the private electric supplier written~~
17 ~~notice of the hearing at least twenty days prior to the date of the~~
18 ~~hearing. The board or its hearing officer may grant continuances upon~~
19 ~~good cause shown or upon the request of the private electric supplier.~~
20 ~~Timely filing of a request for hearing by a private electric supplier~~
21 ~~shall stay any further enforcement under this section until the board~~
22 ~~issues an order pursuant to subsection (5) of this section or the request~~
23 ~~for hearing is withdrawn.~~

24 ~~(5) The board shall issue a written decision within sixty days after~~
25 ~~conclusion of the hearing. All costs of the hearing shall be paid by the~~
26 ~~private electric supplier if (a) the board determines that the private~~
27 ~~electric supplier commenced construction of the privately developed~~
28 ~~renewable energy generation facility less than thirty days prior to~~
29 ~~submitting the written notice required pursuant to subsection (2) of~~
30 ~~section 70-1014.02 or (b) the private electric supplier withdraws its~~
31 ~~request for hearing prior to the board issuing its decision.~~

1 ~~(6) A private electric supplier which the board finds to be in~~
2 ~~violation of the requirements of subsection (2) of section 70-1014.02~~
3 ~~shall either (a) pay the fine described in this section and submit a~~
4 ~~notice compliant with subsection (2) of section 70-1014.02 or (b)~~
5 ~~immediately cease construction or operation of the privately developed~~
6 ~~renewable energy generation facility.~~

7 Sec. 5. Section 84-1411, Revised Statutes Cumulative Supplement,
8 2022, is amended to read:

9 84-1411 (1)(a) Each public body shall give reasonable advance
10 publicized notice of the time and place of each meeting as provided in
11 this subsection. Such notice shall be transmitted to all members of the
12 public body and to the public.

13 (b)(i) Except as provided in subdivision (1)(b)(ii) of this section,
14 in the case of a public body described in subdivision (1)(a)(i) of
15 section 84-1409 or such body's advisory committee, such notice shall be
16 published in a newspaper of general circulation within the public body's
17 jurisdiction and, if available, on such newspaper's website.

18 (ii) In the case of the governing body of a city of the second class
19 or village or such body's advisory committee, such notice shall be
20 published by:

21 (A) Publication in a newspaper of general circulation within the
22 public body's jurisdiction and, if available, on such newspaper's
23 website; or

24 (B) Posting written notice in three conspicuous public places in
25 such city or village. Such notice shall be posted in the same three
26 places for each meeting.

27 (iii) In the case of a public body not described in subdivision (1)
28 (b)(i) or (ii) of this section, such notice shall be given by a method
29 designated by the public body.

30 (c) In addition to a method of notice required by subdivision (1)(b)
31 (i) or (ii) of this section, such notice may also be provided by any

1 other appropriate method designated by such public body or such advisory
2 committee.

3 (d) Each public body shall record the methods and dates of such
4 notice in its minutes.

5 (e) Such notice shall contain an agenda of subjects known at the
6 time of the publicized notice or a statement that the agenda, which shall
7 be kept continually current, shall be readily available for public
8 inspection at the principal office of the public body during normal
9 business hours. Agenda items shall be sufficiently descriptive to give
10 the public reasonable notice of the matters to be considered at the
11 meeting. Except for items of an emergency nature, the agenda shall not be
12 altered later than (i) twenty-four hours before the scheduled
13 commencement of the meeting or (ii) forty-eight hours before the
14 scheduled commencement of a meeting of a city council or village board
15 scheduled outside the corporate limits of the municipality. The public
16 body shall have the right to modify the agenda to include items of an
17 emergency nature only at such public meeting.

18 (2)(a) The following entities may hold a meeting by means of virtual
19 conferencing if the requirements of subdivision (2)(b) of this section
20 are met:

21 (i) A state agency, state board, state commission, state council, or
22 state committee, or an advisory committee of any such state entity;

23 (ii) An organization, including the governing body, created under
24 the Interlocal Cooperation Act, the Joint Public Agency Act, or the
25 Municipal Cooperative Financing Act;

26 (iii) The governing body of a public power district having a
27 chartered territory of more than one county in this state;

28 (iv) The governing body of a public power and irrigation district
29 having a chartered territory of more than one county in this state;

30 (v) An educational service unit;

31 (vi) The Educational Service Unit Coordinating Council;

1 (vii) An organization, including the governing body, of a risk
2 management pool or its advisory committees organized in accordance with
3 the Intergovernmental Risk Management Act;

4 (viii) A community college board of governors;

5 (ix) The Nebraska Brand Committee;

6 (x) A local public health department;

7 (xi) A metropolitan utilities district;

8 (xii) A regional metropolitan transit authority; and

9 (xiii) A natural resources district.

10 (b) The requirements for holding a meeting by means of virtual
11 conferencing are as follows:

12 (i) Reasonable advance publicized notice is given as provided in
13 subsection (1) of this section, including providing access to a dial-in
14 number or link to the virtual conference;

15 (ii) In addition to the public's right to participate by virtual
16 conferencing, reasonable arrangements are made to accommodate the
17 public's right to attend at a physical site and participate as provided
18 in section 84-1412, including reasonable seating, in at least one
19 designated site in a building open to the public and identified in the
20 notice, with: At least one member of the entity holding such meeting, or
21 his or her designee, present at each site; a recording of the hearing by
22 audio or visual recording devices; and a reasonable opportunity for
23 input, such as public comment or questions, is provided to at least the
24 same extent as would be provided if virtual conferencing was not used;

25 (iii) At least one copy of all documents being considered at the
26 meeting is available at any physical site open to the public where
27 individuals may attend the virtual conference. The public body shall also
28 provide links to an electronic copy of the agenda, all documents being
29 considered at the meeting, and the current version of the Open Meetings
30 Act; and

31 (iv) Except as otherwise provided in this subdivision, subsection

1 (1) of section 70-1014, subsection (2) of section 70-1014.02, or
2 subsection (4) of section 79-2204, no more than one-half of the meetings
3 of the state entities, advisory committees, boards, councils,
4 organizations, or governing bodies are held by virtual conferencing in a
5 calendar year. In the case of an organization created under the
6 Interlocal Cooperation Act that sells electricity or natural gas at
7 wholesale on a multistate basis or an organization created under the
8 Municipal Cooperative Financing Act, the organization may hold more than
9 one-half of its meetings by virtual conferencing if such organization
10 holds at least one meeting each calendar year that is not by virtual
11 conferencing. The governing body of a risk management pool that meets at
12 least quarterly and the advisory committees of the governing body may
13 each hold more than one-half of its meetings by virtual conferencing if
14 the governing body's quarterly meetings are not held by virtual
15 conferencing.

16 (3) Virtual conferencing, emails, faxes, or other electronic
17 communication shall not be used to circumvent any of the public
18 government purposes established in the Open Meetings Act.

19 (4) The secretary or other designee of each public body shall
20 maintain a list of the news media requesting notification of meetings and
21 shall make reasonable efforts to provide advance notification to them of
22 the time and place of each meeting and the subjects to be discussed at
23 that meeting.

24 (5) When it is necessary to hold an emergency meeting without
25 reasonable advance public notice, the nature of the emergency shall be
26 stated in the minutes and any formal action taken in such meeting shall
27 pertain only to the emergency. Such emergency meetings may be held by
28 virtual conferencing. The provisions of subsection (4) of this section
29 shall be complied with in conducting emergency meetings. Complete minutes
30 of such emergency meetings specifying the nature of the emergency and any
31 formal action taken at the meeting shall be made available to the public

1 by no later than the end of the next regular business day.

2 (6) A public body may allow a member of the public or any other
3 witness to appear before the public body by means of virtual
4 conferencing.

5 (7)(a) Notwithstanding subsections (2) and (5) of this section, if
6 an emergency is declared by the Governor pursuant to the Emergency
7 Management Act as defined in section 81-829.39, a public body the
8 territorial jurisdiction of which is included in the emergency
9 declaration, in whole or in part, may hold a meeting by virtual
10 conferencing during such emergency if the public body gives reasonable
11 advance publicized notice as described in subsection (1) of this section.
12 The notice shall include information regarding access for the public and
13 news media. In addition to any formal action taken pertaining to the
14 emergency, the public body may hold such meeting for the purpose of
15 briefing, discussion of public business, formation of tentative policy,
16 or the taking of any action by the public body.

17 (b) The public body shall provide access by providing a dial-in
18 number or a link to the virtual conference. The public body shall also
19 provide links to an electronic copy of the agenda, all documents being
20 considered at the meeting, and the current version of the Open Meetings
21 Act. Reasonable arrangements shall be made to accommodate the public's
22 right to hear and speak at the meeting and record the meeting. Subsection
23 (4) of this section shall be complied with in conducting such meetings.

24 (c) The nature of the emergency shall be stated in the minutes.
25 Complete minutes of such meeting specifying the nature of the emergency
26 and any formal action taken at the meeting shall be made available for
27 inspection as provided in subsection (5) of section 84-1413.

28 (8) In addition to any other statutory authorization for virtual
29 conferencing, any public body not listed in subdivision (2)(a) of this
30 section may hold a meeting by virtual conferencing if:

31 (a) The purpose of the virtual meeting is to discuss items that are

1 scheduled to be discussed or acted upon at a subsequent non-virtual open
2 meeting of the public body;

3 (b) No action is taken by the public body at the virtual meeting;
4 and

5 (c) The public body complies with subdivisions (2)(b)(i) and (2)(b)
6 (ii) of this section.

7 Sec. 6. Original section 70-1014, Reissue Revised Statutes of
8 Nebraska, sections 70-1014.02, 70-1015, and 84-1411, Revised Statutes
9 Cumulative Supplement, 2022, and section 70-1001.01, Revised Statutes
10 Supplement, 2023, are repealed.