

LEGISLATURE OF NEBRASKA
ONE HUNDRED NINTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 20

FINAL READING

Introduced by Cavanaugh, J., 9.

Read first time January 09, 2025

Committee: Natural Resources

- 1 A BILL FOR AN ACT relating to renewable energy; to define terms; and to
- 2 provide for electric service between a local distribution system and
- 3 an agricultural self-generation facility as prescribed.
- 4 Be it enacted by the people of the State of Nebraska,

1 **Section 1.** (1) For purposes of this section:

2 (a) Agricultural or horticultural purposes has the same meaning as
3 in section 77-1359;

4 (b) Agricultural self-generation facility means a facility for the
5 production of electricity that:

6 (i) Uses methane, wind, solar, biomass, hydropower, or geothermal
7 resources as its energy source;

8 (ii) Is controlled by the owner-generator and located entirely on
9 the same premises as the owner-generator's electric account with the
10 local distribution utility;

11 (iii) Is owned, leased, or otherwise controlled by the owner-
12 generator and used for agricultural or horticultural purposes;

13 (iv) Has a rated capacity of one hundred kilowatts or less;

14 (v) Utilizes a device which prevents any backfeed of electricity to
15 the local distribution system; and

16 (vi) Is not used for purposes of net metering;

17 (c) Local distribution system means the equipment and facilities
18 used by a local distribution utility to distribute electricity to end-use
19 customers;

20 (d) Local distribution utility means the owner or operator of a
21 local distribution system. Local distribution utility includes a public
22 power district, a public power and irrigation district, an electric
23 cooperative, or a municipal electric system;

24 (e) Net metering has the same meaning as in section 70-2002; and

25 (f) Owner-generator means the person controlling an agricultural
26 self-generation facility.

27 (2) No local distribution utility shall deny or refuse electric
28 service to a customer that owns an agricultural self-generation facility.
29 An owner-generator is subject to the interconnection requirements, safety
30 standards, electric rates and charges, and service agreement requirements
31 of the local distribution utility in whose service area the agricultural

1 self-generation facility is located. Nothing in this subsection shall be
2 construed to prohibit a local distribution utility from establishing the
3 rates or fees necessary to fully cover its costs to serve a customer that
4 is an owner-generator.

5 (3) An owner-generator shall notify the local distribution utility
6 of such owner-generator's intent to install an agricultural self-
7 generation facility.