

LEGISLATURE OF NEBRASKA  
ONE HUNDRED NINTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 20**

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 recovering its  
3 costs to serve a customer that is an owner-generator.