

# URBAN AFFAIRS COMMITTEE

## NEBRASKA LEGISLATURE

### SUMMARY OF 2021 LEGISLATION

#### One Hundred Seventh Legislature First Session

##### Committee Members

Senator Justin Wayne, Chairperson, District 13  
Senator Megan Hunt, Vice-Chairperson, District 8  
Senator John Arch, District 14  
Senator Carol Blood, District 3  
Senator Tom Briese, District 41  
Senator Matt Hansen, District 26  
Senator John Lowe, District 37

##### Committee Staff

Trevor Fitzgerald, Legal Counsel  
Angenita Pierre-Louis, Committee Clerk

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**LIST OF BILLS AND RESOLUTIONS REFERENCED TO THE  
URBAN AFFAIRS COMMITTEE**

One Hundred Seventh Legislature, First Session

- LB 9** (Blood) Change annexation requirements and property tax special valuation provisions  
**Enacted (page 6)**
- LB 25** (Wayne) Change provisions relating to the division of ad valorem taxes under the Community Development Law  
**Enacted (pages 6-7)**
- LB 44** (Hansen, M.) Change requirements for adoption of an affordable housing action plan  
**Enacted (page 7)**
- LB 81** (Hilkemann) Provide authority for sanitary and improvement districts to own, construct, and maintain public parking facilities  
**Enacted (page 7)**
- LB 96** (DeBoer) Change provisions related to sanitary and improvement district hearings  
**Held in Committee (page 15)**
- LB 99** (Walz) Change provisions of the Community Development Law relating to limitations on blighted areas  
**Indefinitely Postponed (page 19)**  
*Portions/Provisions of LB 99 were amended into LB 131*
- LB 131** (Hunt) Change provisions relating to the enactment of ordinances  
**Enacted (pages 7-9)**  
*Portions/Provisions of LB 99, LB 161, LB 162, LB 218, LB 549, LB 556, and LB 647 were amended into LB 131*
- LB 156** (Wayne) Adopt the Municipal Inland Port Authority Act  
**Enacted (pages 10-11)**
- LB 159** (Urban Affairs Committee) Provide for printing or publishing city and village ordinances in electronic form  
**Enacted (page 11)**

- LB 161** (Urban Affairs Committee) Provide for the applicability of state and local construction codes  
**Indefinitely Postponed (page 19)**  
*Portions/Provisions of LB 161 were amended into LB 131*
- LB 162** (Urban Affairs Committee) Provide a procedure for detachment of real property from the corporate limits of a city or village and eliminate existing detachment provisions  
**Indefinitely Postponed (pages 19-20)**  
*Portions/Provisions of LB 162 were amended into LB 131*
- LB 163** (Urban Affairs Committee) Change and eliminate provisions relating to cities, villages, and metropolitan utilities districts  
**Enacted (pages 11-12)**
- LB 168** (Hansen, M.) Terminate authorization for creation of sanitary and improvement districts  
**Held in Committee (page 15)**
- LB 218** (Wayne) Adopt 2018 Uniform Plumbing Code standards  
**Indefinitely Postponed (page 20)**  
*Portions/Provisions of LB 218 were amended into LB 131*
- LB 219** (Wayne) Change legislative declarations and findings relating to traffic congestion in municipal areas  
**Held in Committee (page 15)**
- LB 220** (Wayne) Change applicability provisions for building codes  
**Held in Committee (page 15)**
- LB 221** (Wayne) Adopt 2021 Uniform Plumbing Code standards  
**Held in Committee (page 16)**
- LB 228** (Morfeld) Change the Property Assessed Clean Energy Act  
**Held in Committee (page 16)**
- LB 265** (Blood) Change provisions of the Property Assessed Clean Energy Act  
**Enacted (page 12)**
- LB 332** (Wayne) Change provisions relating to the city council of a city of the metropolitan class  
**General File (page 13)**

- LB 405 (Lowe) Change provisions relating to village boards of trustees  
**Enacted (page 12)**
- LB 423 (Lathrop) Require registration of home inspectors  
**Enacted (page 12)**
- LB 446 (Hansen, M.) Adopt the Nebraska Housing Index and Financing Investment System Act  
**General File (page 13)**
- LB 467 (Bostar) Adopt updated electrical standards  
**General File (page 14)**
- LB 515 (McKinney) Adopt the Municipal Police Oversight Act  
**Held in Committee (page 16)**
- LB 549 (Wayne) Adopt the Aid to Municipalities Act  
**Indefinitely Postponed (pages 20-21)**  
*Portions/Provisions of LB 549 were amended into LB 131*
- LB 553 (Wayne) Adopt the Bed Bug Detection and Treatment Act for cities of the metropolitan class  
**Held in Committee (pages 16-17)**
- LB 555 (Hansen, M.) Change reporting requirements under the Municipal Density and Missing Middle Housing Act  
**General File (page 14)**
- LB 556 (Hansen, M.) Change provisions relating to redevelopment contracts under the Community Development Law  
**Indefinitely Postponed (page 21)**  
*Portions/Provisions of LB 556 were amended into LB 131*
- LB 647 (Flood) Change powers of cities of the first class  
**Indefinitely Postponed (page 21)**  
*Portions/Provisions of LB 647 were amended into LB 131*
- LB 653 (Wayne) Require goals for using historically underutilized businesses under the Community Development Law  
**Held in Committee (page 17)**
- LR 49 (Wayne) Provide the need for the Legislature to understand the reasons for and circumstances surrounding the natural gas shortages  
**Held in Committee (page 18)**

**BILL SUMMARIES: BILLS ENACTED**

**LB 9 (Blood) Change annexation requirements and property tax special valuation provisions**

LB 9 provides that for the purpose of annexation by cities of the first class, lands, lots, tracts, streets, and highways shall be deemed contiguous although property owned by the federal government or a natural resources district lies between the lands, lots, tracts, streets, and highways and the corporate limits of the city.

LB 9 also provides that agricultural or horticultural land located within the corporate boundaries of a city or village may be eligible for special valuation if the land is subject to air installation compatible use zone regulations or if the land is within a flood plain.

The committee amendment, AM 231, made several changes to the bill, including: 1) limiting applicability of the annexation provisions of the bill to cities of the first class located in a county in which at least three cities of the first class are located; 2) limiting the change to property deemed contiguous to the corporate limits so that it only applies if property owned by the federal government lies between the newly-annexed area and the corporate limits of the city; and 3) providing that any annexation of territory deemed contiguous under the bill would not result in any change to the service area of any electric utility without the express agreement of the electric utility serving the newly-annexed area at the time of annexation.

LB 9 contains the Emergency Clause.

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**LB 25 (Wayne) Change provisions relating to the division of ad valorem taxes under the Community Development Law**

LB 25 extends the maximum length of time for the repayment of indebtedness related to tax-increment financing (TIF) in certain cases. Under the bill, if more than one-half of the property in the project area is designated as extremely blighted, the maximum repayment period would be extended from 15 years to 20 years.

LB 25 is designed to implement the provisions of Amendment 2, which was approved by the voters at the November 2020 General Election.

LB 25 contains the Emergency Clause.

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**LB 44 (Hansen, M.) Change requirements for adoption of an affordable housing action plan**

LB 44 clarifies that an affordable housing action plan required under the Municipal Density and Missing Middle Housing Act can be adopted either as part of a city's comprehensive plan or as a separate plan.

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**LB 81 (Hilkemann) Provide authority for sanitary and improvement districts to own, construct, and maintain public parking facilities**

LB 81 authorizes sanitary and improvement districts (SIDs) to acquire, purchase, lease, own, erect, construct, equip, operate, or maintain offstreet public parking facilities within the SID to serve businesses.

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**LB 131 (Hunt) Change provisions relating to the enactment of ordinances**

LB 131 harmonizes provisions which allow municipalities to suspend the requirement that ordinances be read on three different days prior to passage or adoption by the city council or village board of trustees.

The committee amendment, AM 751, incorporated the provisions of six other municipal-related bills into the bill: LB 99, LB 161, LB 162 (as amended by AM 153), LB 218 (as amended by AM 133 and AM 703), LB 549 (as amended by AM 741), and LB 556.

**Provisions of LB 99**

LB 99 exempts areas which have been designated as an extremely blighted area from the maximum percentage of a city or village that may be designated as a blighted area under the Community Development Law.

**Provisions of LB 161**

LB 161 makes several technical changes to the Building Construction Act, which governs state and local building codes, including: 1) eliminating redundant language regarding the state building code; 2) correcting a

reference to the Department of Environment & Energy; and 3) clarifying that either the state building code or the local building or construction code adopted by a county, city, or village is the legally applicable building code regardless of whether the state, state agency, or applicable county, city, or village has provided for the administration or enforcement of such building code.

### **Provisions of LB 162**

LB 162, as amended, establishes uniform procedures for the detachment of territory from the corporate limits of municipalities. Generally, the procedure for the detachment of territory for all classes of municipalities would mirror the current process for cities of the first class. In cities of the metropolitan class and cities of the primary class, the detachment process must be initiated by the city.

### **Provisions of LB 218**

LB 218, as amended, updates Nebraska's default plumbing code to the 2018 Uniform Plumbing Code (UPC). The current default plumbing code is the 2009 UPC.

The default plumbing code applies in counties, cities, and villages that have not adopted their own local plumbing code.

In addition to the committee amendment, the provisions of LB 218 as amended also incorporate the provisions of AM 703, a technical amendment which clarifies the ability of counties, cities, and villages to adopt provisions of either the UPC or the International Plumbing Code (IPC) as part of their local building or construction code.

### **Provisions of LB 549**

LB 549, as amended, adopts the Municipal Natural Gas System Emergency Assistance Act. Under the Act, municipalities which own or operate a natural gas plant or natural gas system could apply to the State Treasurer for emergency grant funding to cover up to ninety percent of extraordinary costs incurred by the municipality as a result of an extreme weather event.

LB 549 provides for a one-time transfer of ten million dollars from the General Fund to provide emergency grants under the Act. The Act terminates on June 30, 2023, and contains the Emergency Clause.



The provisions of LB 549, as amended, contain the emergency clause.

### **Provisions of LB 556**

LB 556 clarifies that municipalities may include any additional requirements deemed necessary in a redevelopment contract under the Community Development Law to ensure that a redevelopment plan or redevelopment project complies with the municipality's comprehensive redevelopment plan, affordable housing action plan, zoning regulations, or other reasonable planning requirements or goals established by the municipality.

On General File, LB 131 was further amended with AM 1258, which removed the one-time transfer of General Funds from the provisions of LB 549. Similar funds transfer language was later added to the appropriations bill (LB 131A), and the transfer was reduced from ten million dollars to five million dollars. (On Select File, LB 131A was further amended to reduce the General Funds transfer from five million dollars to four million dollars.)

On Select File, LB 131 was further amended with AM 1275, which incorporated the provisions of another bill heard by the committee, LB 647, and AM 1303, which made three small changes to the provisions of LB 549.

### **Provisions of LB 647**

LB 647 increases the threshold for when bonding for the acquisition or construction of a public building by a city of the first class to be used or leased by the state, a state agency, or a political subdivision of the state requires voter approval.

### **Provisions of AM 1303**

AM 1303 makes three small changes to the provisions of LB 549: 1) striking overtime pay from the definition of extraordinary costs; 2) striking the cost to replenish depleted storage from the definition of extraordinary costs; and 3) reducing the maximum reimbursement rate from ninety percent of extraordinary costs to eighty percent of extraordinary costs.

**(Wayne) Adopt the Municipal Inland Port Authority Act**

LB 156 adopts the Municipal Inland Port Authority Act. Under the Act, cities of the metropolitan class, cities of the primary class, and cities of the first class would be eligible to create an inland port authority in eligible areas within their corporate boundaries, extraterritorial zoning jurisdiction (ETJ), or both.

The purposes of an inland port authority under the Act would be to assist in the development of large shovel-ready commercial and industrial sites and serve as a regional merging point for multi-modal transportation and distribution of goods to and from ports and other locations in other regions.

In order to be eligible for designation as an inland port district, an area must be greater than three-hundred acres and meet at least two of the following criteria: 1) located within one mile of a navigable river or other navigable waterway; 2) located within one mile of a major rail line; 3) located within two miles of any portion of the federally designated National System of Interstate and Defense Highways or any other four-lane divided highway; or 4) located within two miles of a major airport.

Under LB 156, no more than five inland port districts may be designated statewide.

The committee amendment, AM 223, authorizes the formation of inland port authorities by counties with a population over 20,000 and authorizes the formation of joint inland port authorities by a city and one or more counties in which the city or the city's ETJ is located.

On General File, the bill was further amended with AM 737, which made three key changes to the bill: 1) striking the authority for inland port authorities to levy a sales tax; 2) replacing the elected port authority board with an appointed board; 3) creating a subaccount within the Site and Building Development Fund for the purpose of developing large shovel-ready commercial and industrial sites within port authorities; and 4) transferring five million dollars to the subaccount in both Fiscal Year 2022-23 and Fiscal Year 2023-24.

On Select File, the bill was further amended with AM 956, which made a series of technical changes, including: 1) providing the Department of Economic Development with the authority to review proposed inland port authorities to ensure they sufficiently meet the eligibility criteria; 2) clarifying the ability of port authorities to build structures and charge

development fees within the boundaries of the port district; 3) clarifying that port authorities may pledge revenue derived from the sale or lease of property within the port district to pay off revenue bonds; 4) clarifying appropriation language for the transfer of funds to the Site and Building Development Fund; and 5) clarifying that port authorities would not be exempt from assessments under the Nebraska Workers Compensation Act or unemployment insurance payments under the Employment Security Law.

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**LB 159 (Urban Affairs Committee) Provide for printing or publishing city and village ordinances in electronic form**

LB 159 amends statutes that provide for the printing or publishing of all city or village ordinances in book or pamphlet form to also allow for such printing or publishing in electronic form.

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**LB 163 (Urban Affairs Committee) Change and eliminate provisions relating to cities, villages, and metropolitan utilities districts**

LB 163 modernizes and updates statutes governing all classes of municipalities.

The bill amends sections of statute in Chapter 18 to make a variety of clean-up changes, including: 1) changing and correcting terminology; 2) changing subject-verb agreement; 3) clarifying provisions related to municipal initiatives and referenda; 4) clarifying references to municipalities' corporate limits or extraterritorial zoning jurisdiction (ETJ); 5) clarifying references to legal newspapers; 6) correcting references to city, village, or metropolitan utilities district (MUD) officials; 7) correcting gender references; 8) correcting internal statutory references; 9) eliminating run-on sentences; 10) harmonizing references to other statutory sections within Chapter 18; and 11) replacing or eliminating antiquated, obsolete, or unnecessary language.

The committee amendment, AM 9, eliminated the outright repeal of the Municipal Infrastructure Redevelopment Fund Act and struck specific notice language to be published by municipalities in the event of a municipal initiative or referendum.

On General File, the bill was further amended with AM 334, which made a series of technical changes to the bill.

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**LB 265 (Blood) Change provisions of the Property Assessed Clean Energy Act**

LB 265 provides that municipalities and counties which have authorized the use of Property Assessed Clean Energy (PACE) but do not have any active energy projects under the PACE Act are not required to file an annual report with the Urban Affairs Committee.

LB 265 contains the Emergency Clause.

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**LB 405 (Lowe) Change provisions relating to village boards of trustees**

LB 405 clarifies the ability of members of a village board of trustees to receive compensation for performing seasonal or emergency work on behalf of the village.

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**LB 423 (Lathrop) Require registration of home inspectors**

LB 423 provides for the regulation of home inspectors through registration with the Secretary of State's Office. Beginning on January 1, 2023, home inspectors will be required to register with the Secretary of State, pay a registration fee, and provide a certificate of insurance for general liability insurance coverage of not less than \$250,000 for general liability.

The committee amendment, AM 433, made three changes to the bill: 1) setting the maximum registration fee at \$300; 2) clarifying that registration fees be remitted to the Secretary of State Cash Fund; and 3) providing that registration shall include any national certification relating to home inspection currently held by the home inspector.

**BILL SUMMARIES: BILLS ON GENERAL FILE**

**LB 332 (Wayne) Change provisions relating to the city council of a city of the metropolitan class**

LB 332 increases the size of the city council of cities of the metropolitan class from seven members to nine members, beginning with the city elections in 2025.

The committee amendment, AM 118, provides that the new city council districts would be drawn by the city council instead of by the county election commissioner.

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**LB 446 (Hansen, M.) Adopt the Nebraska Housing Index and Financing Investment System Act**

LB 446 adopts the Nebraska Housing Index and Financing Investment System Act. The act would create the position of Nebraska Housing Index and Financing System coordinator within the Nebraska Investment Finance Authority (NIFA) and require the establishment of a system to index and track housing capacity and resource allocation across the state.

On or before July 1, 2023, and every two years thereafter, the Nebraska Housing Index and Financing System coordinator must submit a report to the Urban Affairs Committee providing a summary of existing housing investment opportunities and the statewide status of housing stock in Nebraska.

The committee amendment, AM 86, is a white-copy amendment that replaces the bill. The amendment makes several changes, including: 1) striking the requirement that NIFA create the position of Nebraska Housing Index and Financing System coordinator; 2) placing the new requirements in the Nebraska Investment Finance Authority Act instead of adopting a new act; 3) providing additional flexibility to NIFA in the establishment of a system to index and track housing capacity and resource allocation; and 4) providing that a copy of the report under the bill also be provided to the Banking, Commerce, and Insurance Committee.

**LB 467 (Bostar) Adopt updated electrical standards**

LB 467 amends the State Electrical Act to update the state electrical code to the 2020 edition of the National Electrical Code (NEC). The current state electrical code is the 2017 edition of the NEC.

The committee amendment, AM 136, updates references for the applicability of the 2020 NEC.

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**LB 555 (Hansen, M.) Change reporting requirements under the Municipal Density and Missing Middle Housing Act**

LB 555 requires that reports filed under the Municipal Density and Missing Middle Housing Act include the percentage of residential areas in the city which have been declared substandard and blighted or extremely blighted under the Community Development Law.

LB 555 contains the Emergency Clause.

**BILL SUMMARIES: BILLS HELD IN COMMITTEE**

**LB 96 (DeBoer) Change provisions related to sanitary and improvement district hearings**

LB 96 provides additional notice requirements for sanitary and improvement districts (SIDs) prior to public hearing on a resolution approving the construction, purchase, or acquisition of SID infrastructure or entering into a contract to provide facilities or services within the SID.

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**LB 168 (Hansen, M.) Terminate authorization for creation of sanitary and improvement districts**

LB 168 terminates the authority to create new sanitary and improvement districts (SIDs) on July 1, 2021.

LB 168 contains the Emergency Clause.

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**LB 219 (Wayne) Change legislative declarations and findings relating to traffic congestion in municipal areas**

LB 219 changes legislative findings under the Transit Authority Law and the Regional Metropolitan Transit Authority Act.

The bill was introduced as a placeholder bill in the event that changes to the transit authority statutes were necessary in 2021.

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**LB 220 (Wayne) Change applicability provisions for building codes**

LB 220 requires that for the construction or repair of state-owned buildings beginning on or after January 1, 2022, state agencies comply with local building and construction codes to the extent that such codes meet or exceed the standards of the state building code. Currently, state agencies are only required to comply with the state building code.

**LB 221 (Wayne) Adopt 2021 Uniform Plumbing Code standards**

LB 221 updates Nebraska's default plumbing code to the 2021 Uniform Plumbing Code (UPC). The current default plumbing code is the 2009 UPC.

The default plumbing code applies in counties, cities, and villages that have not adopted their own local plumbing code.

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**LB 228 (Morfeld) Change the Property Assessed Clean Energy Act**

LB 228 amends the Property Assessed Clean Energy (PACE) Act to authorize the use of PACE to finance energy efficiency improvements and renewable energy systems already in place.

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**LB 515 (McKinney) Adopt the Municipal Police Oversight Act**

LB 515 adopts the Municipal Police Oversight Act. Under the Act, each city of the metropolitan class or city of the primary class which employs full-time police officers would be required to appoint a Citizens Police Oversight Board to monitor, investigate, and evaluate police standards and practices.

Each Citizens Police Oversight Board under the Act would be composed of seven members of the public appointed by the mayor with the approval of the city council. Board members would be prohibited from serving on the board if they are or have previously been affiliated with or employed by any law enforcement agency, department, or office of the city or of the county in which the city is located.

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**LB 553 (Wayne) Adopt the Bed Bug Detection and Treatment Act for cities of the metropolitan class**

LB 553 adopts the Bed Bug Detection and Treatment Act. Under the Act, landlords of residential dwelling units located within a city of the metropolitan class would be required to provide for the inspection for and treatment of bed bugs upon written or electronic notice of a potential infestation by a tenant.



LB 553 also prohibits a landlord within a city of the metropolitan class from offering for rent a dwelling unit that the landlord knows or reasonably suspects may contain bed bugs.

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**LB 653      (Wayne) Require goals for using historically underutilized businesses under the Community Development Law**

LB 653 requires that municipalities which approve a redevelopment project utilizing tax-increment financing (TIF) for which the amount of divided taxes exceeds \$200,000 establish goals to utilize historically underutilized businesses (HUBs) in such project for construction, services, and commodity purchases.

**BILL SUMMARIES: RESOLUTIONS HELD IN COMMITTEE**

**LR 49 (Wayne) Provide the need for the Legislature to understand the reasons for and circumstances surrounding the natural gas shortages**

LR 49 examines the impact of the February 2021 “cold snap” on natural gas supply, natural gas prices, and the performance of natural gas utilities in Nebraska.

## **BILL SUMMARIES: BILLS INDEFINITELY POSTPONED**

### **LB 99 (Walz) Change provisions of the Community Development Law relating to limitations on blighted areas**

LB 99 exempts areas which have been designated as an extremely blighted area from the maximum percentage of a city or village that may be designated as a blighted area under the Community Development Law.

*Portions/Provisions of LB 99 were amended into LB 131.*

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### **LB 161 (Urban Affairs Committee) Provide for the applicability of state and local construction codes**

LB 161 makes several technical changes to the Building Construction Act, which governs state and local building codes, including: 1) eliminating redundant language regarding the state building code; 2) correcting a reference to the Department of Environment & Energy; and 3) clarifying that either the state building code or the local building or construction code adopted by a county, city, or village is the legally applicable building code regardless of whether the state, state agency, or applicable county, city, or village has provided for the administration or enforcement of such building code.

*Portions/Provisions of LB 161 were amended into LB 131.*

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### **LB 162 (Urban Affairs Committee) Provide a procedure for detachment of real property from the corporate limits of a city or village and eliminate existing detachment provisions**

LB 162 establishes uniform procedures for the detachment of territory from the corporate limits of municipalities. Under the bill, the procedure for the detachment of territory for all classes of municipalities would mirror the current process for cities of the first class.

The committee amendment, AM 153, made three changes to the bill: 1) providing that detachment would be done by ordinance instead of by resolution; 2) limiting the “citizen initiated” detachment process to cities of the first class, cities of the second class, and villages; and 3) requiring

that notice of detachment also be sent to the county election commissioner or county clerk.

*Portions/Provisions of LB 162 were amended into LB 131.*

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**LB 218 (Wayne) Adopt 2018 Uniform Plumbing Code standards**

LB 218 updates Nebraska's default plumbing code to the 2018 Uniform Plumbing Code (UPC). The current default plumbing code is the 2009 UPC.

The default plumbing code applies in counties, cities, and villages that have not adopted their own local plumbing code.

The committee amendment, AM 133, harmonizes the state building code to clarify that the 2018 UPC is the default plumbing code.

*Portions/Provisions of LB 218 were amended into LB 131.*

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**LB 549 (Wayne) Adopt the Aid to Municipalities Act**

LB 549 adopts the Aid to Municipalities Act. Under the Act, municipalities would be eligible to apply for state aid in the form of grants which may be used to assist in funding a variety of municipal infrastructure projects.

The committee amendment, AM 741, is a white-copy amendment that replaces the bill.

The amendment adopts the Municipal Natural Gas System Emergency Assistance Act. Under the Act, municipalities which own or operate a natural gas plant or natural gas system could apply to the State Treasurer for emergency grant funding to cover up to ninety percent of extraordinary costs incurred by the municipality as a result of an extreme weather event.

The amendment provides for a one-time transfer of ten million dollars from the General Fund to provide emergency grants under the Act. The Act terminates on June 30, 2023.

AM 741 contains the Emergency Clause.

AM 741 incorporates concepts from LR 49, which examined the impact of the February 2021 “cold snap” on natural gas supply, natural gas prices, and the performance of natural gas utilities in Nebraska.

*Portions/Provisions of LB 549 were amended into LB 131.*

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**LB 556 (Hansen, M.) Change provisions relating to redevelopment contracts under the Community Development Law**

LB 556 clarifies that municipalities may include any additional requirements deemed necessary in a redevelopment contract under the Community Development Law to ensure that a redevelopment plan or redevelopment project complies with the municipality’s comprehensive redevelopment plan, affordable housing action plan, zoning regulations, or other reasonable planning requirements or goals established by the municipality.

*Portions/Provisions of LB 556 were amended into LB 131.*

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**LB 647 (Flood) Change powers of cities of the first class**

LB 647 increases the threshold for when bonding for the acquisition or construction of a public building by a city of the first class to be used or leased by the state, a state agency, or a political subdivision of the state requires voter approval.

*Portions/Provisions of LB 647 were amended into LB 131.*

## LIST OF 2021 URBAN AFFAIRS COMMITTEE INTERIM STUDIES

One Hundred Seventh Legislature, First Session

- LR 69 (Wayne) Interim study to receive reports and public input under the Municipal Density and Missing Middle Housing Act
- LR 122 (Urban Affairs Committee) Interim study to examine the statutes governing cities of the metropolitan class
- LR 123 (Urban Affairs Committee) Interim study to review the occupational regulations for radon measurement specialists and radon mitigation specialists
- LR 124 (Wayne) Interim study to examine issues related to the designation of extremely blighted areas under the Community Development Law
- LR 125 (Wayne) Interim study to examine issues related to the designation of enhanced employment areas under the Community Development Law
- LR 126 (Wayne) Interim study to examine issues related to the designation of blighted areas and extremely blighted areas under the Community Development Law
- LR 131 (Hansen, M.) Interim study to examine the lack of affordable housing in Nebraska
- LR 172 (McKinney) Interim study to examine the negative impacts of an oversaturation of nonprofit organizations and philanthropy in densely populated areas of high poverty
- LR 208 (Morfeld) Interim study to examine commercial property assessed clean energy financing in Nebraska
- LR 211 (Lowe) Interim study to examine issues related to adopting construction codes

# INDEX OF 2021 URBAN AFFAIRS COMMITTEE BILLS AND RESOLUTIONS BY SUBJECT

One Hundred Seventh Legislature, First Session

## Building Codes

- LB 161** (Urban Affairs Committee) Provide for the applicability of state and local construction codes
- LB 218** (Wayne) Adopt 2018 Uniform Plumbing Code standards
- LB 220** (Wayne) Change applicability provisions for building codes
- LB 221** (Wayne) Adopt 2021 Uniform Plumbing Code standards
- LB 423** (Lathrop) Require registration of home inspectors
- LB 467** (Bostar) Adopt updated electrical standards

## Natural Gas

- LR 49** (Wayne) Provide the need for the Legislature to understand the reasons for and circumstances surrounding the natural gas shortages

## Mass Transit Authorities

- LB 219** (Wayne) Change legislative declarations and findings relating to traffic congestion in municipal areas

## Metropolitan Utilities District (MUD)

- LB 163** (Urban Affairs Committee) Change and eliminate provisions relating to cities, villages, and metropolitan utilities districts

## Municipalities

- LB 9** (Blood) Change annexation requirements and property tax special valuation provisions

- LB 44** (Hansen, M.) Change requirements for adoption of an affordable housing action plan
- LB 131** (Hunt) Change provisions relating to the enactment of ordinances
- LB 156** (Wayne) Adopt the Municipal Inland Port Authority Act
- LB 159** (Urban Affairs Committee) Provide for printing or publishing city and village ordinances in electronic form
- LB 162** (Urban Affairs Committee) Provide a procedure for detachment of real property from the corporate limits of a city or village and eliminate existing detachment provisions
- LB 163** (Urban Affairs Committee) Change and eliminate provisions relating to cities, villages, and metropolitan utilities districts
- LB 332** (Wayne) Change provisions relating to the city council of a city of the metropolitan class
- LB 405** (Lowe) Change provisions relating to village boards of trustees
- LB 446** (Hansen, M.) Adopt the Nebraska Housing Index and Financing Investment System Act
- LB 515** (McKinney) Adopt the Municipal Police Oversight Act
- LB 549** (Wayne) Adopt the Aid to Municipalities Act
- LB 553** (Wayne) Adopt the Bed Bug Detection and Treatment Act for cities of the metropolitan class
- LB 555** (Hansen, M.) Change reporting requirements under the Municipal Density and Missing Middle Housing Act
- LB 647** (Flood) Change powers of cities of the first class

Property Assessed Clean Energy (PACE)

- LB 228** (Morfeld) Change the Property Assessed Clean Energy Act
- LB 265** (Blood) Change provisions of the Property Assessed Clean Energy Act



### Sanitary and Improvement Districts (SIDs)

- LB 81** (Hilkemann) Provide authority for sanitary and improvement districts to own, construct, and maintain public parking facilities
- LB 96** (DeBoer) Change provisions related to sanitary and improvement district hearings
- LB 168** (Hansen, M.) Terminate authorization for creation of sanitary and improvement districts

### Tax-Increment Financing (TIF)

- LB 25** (Wayne) Change provisions relating to the division of ad valorem taxes under the Community Development Law
- LB 99** (Walz) Change provisions of the Community Development Law relating to limitations on blighted areas
- LB 556** (Hansen, M.) Change provisions relating to redevelopment contracts under the Community Development Law
- LB 653** (Wayne) Require goals for using historically underutilized businesses under the Community Development Law

## DETAILED INDEX OF URBAN AFFAIRS COMMITTEE BILLS AND RESOLUTIONS

One Hundred Seventh Legislature, First Session

<b>Bill #</b>	<b>Introducer</b>	<b>One-liner</b>	<b>Hearing Date</b>	<b>Committee Action</b>	<b>Status</b>
LB 9 <sup>1</sup>	Blood	Change annexation requirements and property tax special valuation provisions	2/9/21	Advanced w/ AM 231	Approved by Governor on 5/5/21
LB 25	Wayne	Change provisions relating to the division of ad valorem taxes under the Community Development Law	1/26/21	Advanced	Approved by Governor on 3/17/21
LB 44	Hansen, M.	Change requirements for adoption of an affordable housing action plan	1/26/21	Advanced	Approved by Governor on 3/17/21
LB 81 <sup>2</sup>	Hilkemann	Provide authority for sanitary and improvement districts to own, construct, and maintain public parking facilities	2/16/21	Advanced	Approved by Governor on 5/5/21
LB 96	DeBoer	Change provisions related to sanitary and improvement district hearings	2/16/21	Held	In Committee
LB 99	Walz	Change provisions of the Community Development Law relating to limitations on blighted areas	1/26/21	Advanced	Indefinitely Postponed – Sine Die on 5/27/21 (In LB 131)
LB 131 <sup>3</sup>	Hunt	Change provisions relating to the enactment of ordinances	2/23/21	Held	Approved by Governor on 5/25/21
LB 156 <sup>4</sup>	Wayne	Adopt the Municipal Inland Port Authority Act	2/2/21	Advanced w/ AM 223	Approved by Governor on 5/24/21

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<sup>1</sup> Speaker priority bill

<sup>2</sup> Speaker priority bill

<sup>3</sup> Urban Affairs Committee priority bill

<sup>4</sup> Urban Affairs Committee priority bill

LB 159	Urban Affairs Committee	Provide for printing or publishing city and village ordinances in electronic form	1/26/21	Advanced	Approved by Governor on 3/17/21
LB 161	Urban Affairs Committee	Provide for the applicability of state and local construction codes	2/9/21	Advanced	Indefinitely Postponed – Sine Die on 5/27/21 (In LB 131)
LB 162	Urban Affairs Committee	Provide a procedure for detachment of real property from the corporate limits of a city or village and eliminate existing detachment provisions	1/26/21	Advanced w/ AM 153	Indefinitely Postponed – Sine Die on 5/27/21 (In LB 131)
LB 163	Urban Affairs Committee	Change and eliminate provisions relating to cities, villages, and metropolitan utilities districts	1/26/21	Advanced w/ AM 9	Approved by Governor on 3/31/21
LB 168	Hansen, M.	Terminate authorization for creation of sanitary and improvement districts	2/16/21	Held	In Committee
LB 218	Wayne	Adopt 2018 Uniform Plumbing Code standards	2/9/21	Advanced w/ AM 133	Indefinitely Postponed – Sine Die on 5/27/21 (In LB 131)
LB 219	Wayne	Change legislative declarations and findings relating to traffic congestion in municipal areas	3/2/21	Held	In Committee
LB 220	Wayne	Change applicability provisions for building codes	2/9/21	Held	In Committee
LB 221	Wayne	Adopt 2021 Uniform Plumbing Code standards	2/9/21	Held	In Committee
LB 228	Morfeld	Change the Property Assessed Clean Energy Act	2/2/21	Held	In Committee
LB 265	Blood	Change provisions of the Property Assessed Clean Energy Act	2/2/21	Advanced	Approved by Governor on 4/23/21
LB 332	Wayne	Change provisions relating to the city council of a city of the metropolitan class	2/2/21	Advanced w/ AM 118	General File
LB 405	Lowe	Change provisions relating to village boards of trustees	2/2/21	Advanced	Approved by Governor on 4/16/21

LB 423 <sup>5</sup>	Lathrop	Require registration of home inspectors	3/2/21	Advanced w/ AM 443	Approved by Governor on 5/5/21
LB 446	Hansen, M.	Adopt the Nebraska Housing Index and Financing Investment System Act	2/23/21	Advanced w/ AM 86	General File
LB 467	Bostar	Adopt updated electrical standards	2/9/21	Advanced w/ AM 136	General File
LB 515	McKinney	Adopt the Municipal Police Oversight Act	2/2/21	Held	In Committee
LB 549	Wayne	Adopt the Aid to Municipalities Act	3/2/21	Advanced w/ AM 741	Indefinitely Postponed – Sine Die on 5/27/21 (In LB 131)
LB 553	Wayne	Adopt the Bed Bug Detection and Treatment Act for cities of the metropolitan class	2/9/21	Held	In Committee
LB 555	Hansen, M.	Change reporting requirements under the Municipal Density and Missing Middle Housing Act	2/23/21	Advanced	General File
LB 556	Hansen, M.	Change provisions relating to redevelopment contracts under the Community Development Law	2/23/21	Advanced	Indefinitely Postponed – Sine Die on 5/27/21 (In LB 131)
LB 647	Flood	Change powers of cities of the first class	2/23/21	Advanced	Indefinitely Postponed – Sine Die on 5/27/21 (In LB 131)
LB 653	Wayne	Require goals for using historically underutilized businesses under the Community Development Law	2/23/21	Held	In Committee
LR 49	Wayne	Provide the need for the Legislature to understand the reasons for and circumstances surrounding the natural gas shortages	3/9/21	Held	In Committee

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<sup>5</sup> Speaker priority bill