



# DIRT ALERT

January 30, 2015     David C. Levy, Editor

## **104th Nebraska Legislature, First Session: Real Estate, Renewable Energy and Municipal Law Update – Part 3 (Days 11 – 15)**

This week the first session of the 104th Nebraska Legislature completed committee referrals for all introduced bills and committee hearings continued in earnest. A few bills moved out of committee, and a few more advanced all the way to the Select File.

Baird Holm continues to track those bills related to real property, renewable energy, and municipal law. This alert provides an updated list of the bills we are tracking, with their current status.

You can find copies of the bills and information regarding status of the bills on the Nebraska Legislature's website at <http://www.nebraskalegislature.gov/bills/>.

Please do not hesitate to contact us if you have questions about these bills or any others. Thank you.

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Bill	Summary	Introducer	Committee	Hearing Date	Current Status
<b>Approved by Governor</b>					
None					
<b>Final Reading</b>					
None					
<b>Select File</b>					
<a href="#">LB 150</a>	Include grants or loans to businesses to provide relocation incentives within the Local Option Municipal Economic Development Act	Urban Affairs Committee	Urban Affairs	1/29/15	Placed on Select File
<a href="#">LB 151</a>	Change procedures relating to city notices in cases of mortgaged property or trust deed default	Urban Affairs Committee	Urban Affairs	1/29/15	Placed on Select File; AM19 adopted; AM85 filed
<b>General File</b>					
<a href="#">LB 52</a>	Exempt sanitary drainage districts from sales and use taxes	Scheer	Revenue	1/23/15	Placed on General File
<a href="#">LB 157</a>	Change operative date for the Nebraska Model Business Corporation Act	McCollister	Banking, Commerce and Insurance	1/26/15	Placed on General File
<a href="#">LB 168</a>	Change provisions relating to business improvement districts	Mello	Urban Affairs	1/27/15	Placed on General File with AM51
<a href="#">LB 177</a>	Change provisions relating to membership on boards of directors for public power districts	Haar	Government, Military and Veterans Affairs	1/21/15	Advanced to Enrollment and Review Initial; FA2 and FA3 adopted
<a href="#">LB 261</a>	Redefine qualified owner under the Rural Community-Based Energy Development Act and change other revenue and taxation provisions	Gloor	Revenue	1/23/15	Placed on General File with AM44
<b>Referred to Committee</b>					
<a href="#">LR 7CA</a>	Change term length of terms for legislators	Schumacher	Executive Board	-	Referred to Committee
<a href="#">LB 22</a>	Provide immunity under the Engineers and Architects Regulation Act during an emergency	Krist	Judiciary	1/21/15	Committee Hearing completed
<a href="#">LB 23</a>	Act to revise, harmonize, and repeal sections of the Engineers and Architects Regulation Act	Krist	Health & Human Services	1/23/15	Committee Hearing completed

Bill	Summary	Introducer	Committee	Hearing Date	Current Status
<a href="#">LB 28</a>	Adopt the Radon Resistant New Construction Act	Krist	Health & Human Services	-	Referred to Committee
<a href="#">LB 68</a>	Eliminate step-up basis for real estate for determination of capital gains	Schumacher	Revenue	1/22/15	Committee Hearing completed
<a href="#">LB 71</a>	Adopt the Agricultural Property Tax Credit Act	Schumacher	Revenue	1/22/15	Committee Hearing completed
<a href="#">LB 73</a>	Adopt the Modern Tax Act which imposes a tax on interest paid on certain loans	Schumacher	Revenue	1/30/15	Referred to Committee
<a href="#">LB 106</a>	Adopt the Livestock Operation Siting and Expansion Act	Watermeier, Johnson, Murante	Agriculture; Government, Military and Veterans Affairs	-	Referred to Committee
<a href="#">LB 116</a>	Change election procedures and membership for sanitary and improvement district boards of trustees	Haar	Urban Affairs	1/27/15	Committee Hearing completed
<a href="#">LB 117</a>	Change provisions relating to energy financing contracts between companies and governmental units	Haar	Natural Resources	-	Referred to Committee
<a href="#">LB 131</a>	Prohibit sanitary and improvement districts from spending assets after receiving a notice of proposed annexation	Craighead, Crawford, Davis, Harr, Howard, Mello, Riepe	Urban Affairs	1/27/15	Committee Hearing completed
<a href="#">LB 139</a>	Change provisions of the Real Property Appraiser Act to provide definitions, add the position of a real property associate, and other	Johnson	Banking, Commerce and Insurance	1/27/15	Committee Hearing completed
<a href="#">LB 156</a>	Change amount of tax credits allowed under the Angel Investment Tax Credit Act	Stinner	Revenue	2/5/15	Referred to Committee
<a href="#">LB 162</a>	Change provisions relating to land banks and the sale of real property	Schumacher	Revenue	1/29/15	Committee Hearing completed
<a href="#">LB 197</a>	Provide additional powers related to animals, streets, and vehicles for certain sanitary and improvement districts	Scheer	Urban Affairs	2/10/15	Referred to Committee
<a href="#">LB 204</a>	Provide a tax credit for certain beer manufacturers	Schilz	General Affairs	2/2/15	Referred to Committee
<a href="#">LB 205</a>	Provide requirements for certain towers	Schilz	Government, Military and Veterans Affairs	2/4/15	Referred to Committee

Bill	Summary	Introducer	Committee	Hearing Date	Current Status
<a href="#">LB 210</a>	Change provisions relating to housing agencies and taxation of mixed-use developments	Ebke	Revenue	2/12/15	Referred to Committee
<a href="#">LB 221</a>	Provide for disposition of a tenant's personal property upon death	Harr	Judiciary	2/6/15	Referred to Committee
<a href="#">LB 230</a>	Change provisions relating to the parties that may compel partition	Mello	Revenue	2/19/15	Referred to Committee
<a href="#">LB 238</a>	Change provisions relating to tax-increment financing under the Community Development Law	Groene	Urban Affairs	2/24/15	Referred to Committee
<a href="#">LB 259</a>	Adopt the Personal Property Tax Relief Act	Gloor	Revenue	1/29/15	Committee Hearing completed
<a href="#">LB 266</a>	Change provisions relating to jurisdiction for municipalities to enforce ordinances	Crawford	Urban Affairs	2/3/15	Referred to Committee
<a href="#">LB 277</a>	Change tax deed lien priority	Harr	Revenue	2/12/15	Referred to Committee
<a href="#">LB 282</a>	Change provisions relating to closed sessions for public bodies	Baker	Government, Military and Veterans Affairs	-	Referred to Committee
<a href="#">LB 293</a>	Change valuation of agricultural and horticultural land	Schnoor	Revenue	2/19/15	Referred to Committee
<a href="#">LB 295</a>	Require municipalities to have county approval before enforcing ordinances in the extraterritorial zoning jurisdiction	Scheer	Urban Affairs	2/3/15	Referred to Committee
<a href="#">LB 300</a>	Change provisions relating to enforcement of ordinances by sanitary and improvement districts	Schumacher	Urban Affairs	2/10/15	Referred to Committee
<a href="#">LB 304</a>	Adopt the Municipal Custodianship for Dissolved Homeowners Associations Act	Hansen	Urban Affairs	2/3/15	Referred to Committee
<a href="#">LB 336</a>	Change provisions relating to the Nebraska Condominium Act	Harr	Banking, Commerce and Insurance	-	Referred to Committee
<a href="#">LB 350</a>	Change valuation of agricultural and horticultural land	Brasch	Revenue	2/19/15	Referred to Committee
<a href="#">LB 356</a>	Change provisions relating to the assessment of certain rent-restricted housing projects	Harr	Revenue	2/26/15	Referred to Committee
<a href="#">LB 362</a>	Change eminent domain provisions relating to school sites	Krist	Judiciary	-	Referred to Committee
<a href="#">LB 385</a>	Change provisions relating to forcible entry and detainer and the Uniform Residential Landlord and Tenant Act	Lindstrom	Judiciary	2/6/15	Referred to Committee

Bill	Summary	Introducer	Committee	Hearing Date	Current Status
<a href="#">LB 395</a>	Adopt the Nebraska Enterprise Act and authorize grants for economic development	Schilz	Banking, Commerce and Insurance	-	Referred to Committee
<a href="#">LB 399</a>	Provide Public Service Commission powers regarding transportation network service	Smith	Transportation and Telecommunications	3/2/15	Referred to Committee
<a href="#">LB 406</a>	Change provisions relating to actions for the recovery of vacant, platted, and subdivided real property	Morfeld	Judiciary	3/4/15	Referred to Committee
<a href="#">LB 407</a>	Change and eliminate provisions relating to certified renewable export facilities	Haar	Natural Resources	2/25/15	Referred to Committee
<a href="#">LB 412</a>	Change provisions relating to the Rural Community-Based Energy Development Act	Mello	Natural Resources	-	Referred to Committee
<a href="#">LB 414</a>	Provide a property tax exemption for fraternal benefit societies	Harr	Revenue	3/5/15	Referred to Committee
<a href="#">LB 420</a>	Require acknowledgments from purchasers of real estate in a sanitary and improvement district	Crawford	Urban Affairs	2/10/15	Referred to Committee
<a href="#">LB 423</a>	Change the renewable energy tax credit	Nordquist	Revenue	2/25/15	Referred to Committee
<a href="#">LB 424</a>	Change provisions relating to the nameplate capacity tax	Davis	Revenue	3/5/15	Referred to Committee
<a href="#">LB 431</a>	Change provisions relating to public school district construction	Baker	Education	-	Referred to Committee
<a href="#">LB 438</a>	Change distribution of sales and use tax revenue and create and provide for a fund	Morfeld	Revenue	3/6/15	Referred to Committee
<a href="#">LB 442</a>	Appropriate additional funds to the Property Tax Credit Cash Fund	Bolz	Appropriations	-	Referred to Committee
<a href="#">LB 445</a>	Authorize audits of redevelopment plans that use tax-increment financing	Groene	Urban Affairs	2/24/15	Referred to Committee
<a href="#">LB 457</a>	Change and Site and Building Development Act and terminate a fund	Gloor	Banking, Commerce and Insurance	-	Referred to Committee
<a href="#">LB 469</a>	Provide powers and duties to the Department of Environmental Quality relating to regulating carbon dioxide emissions	Smith	Natural Resources	2/5/15	Referred to Committee
<a href="#">LB 473</a>	Eliminate the power of eminent domain for major pipelines	Chambers	Judiciary	-	Referred to Committee
<a href="#">LB 475</a>	Change a provision relating to the construction or acquisition of certain electric generation facilities	Davis	Natural Resources	2/25/15	Referred to Committee

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<a href="#">LB 476</a>	Provide duties for county assessors and the Property Tax Administrator relating to tax-exempt real property	Davis	Revenue	3/5/15	Referred to Committee
<a href="#">LB 488</a>	Adopt the Transportation Network Insurance Act	Scheer	Banking, Commerce and Insurance	-	Referred to Committee
<a href="#">LB 513</a>	Change provisions relating to use and leasing of school property	Craighead	Education	-	Referred to Committee
<a href="#">LB 536</a>	Provide for the filing of an annual report by public power suppliers with the Nebraska Power Review Board	Haar	Natural Resources	2/14/15	Referred to Committee
<a href="#">LB 538</a>	Require audits of tax incentive programs under the Legislative Performance Audit Act	Legislative Performance Audit Committee	Revenue	2/25/15	Referred to Committee
<a href="#">LB 540</a>	Adopt updated international building code standards	Crawford	Urban Affairs	2/17/15	Referred to Committee
<a href="#">LB 559</a>	Change provisions relating to the treatment of tax credits under the New Markets Job Growth Investment Act	Schumacher	Revenue	3/4/15	Referred to Committee
<a href="#">LB 583</a>	Require a state energy plan	Schilz	Natural Resources	2/11/15	Referred to Committee
<a href="#">LB 596</a>	Change the Community Development Law and create the Tax-increment Financing Division of the Auditor of Public Accounts	Davis	Urban Affairs	2/24/15	Referred to Committee
<a href="#">LB 629</a>	Provide for regulation of transportation network companies	Mello	Transportation and Telecommunications	3/2/15	Referred to Committee
<b>Withdrawn</b>					
<a href="#">LB 432</a>	Change provisions relating to access to and copying of public records	Baker	Government, Military and Veterans Affairs	-	Withdrawn