



DIRT ALERT

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105th Nebraska Legislature Bill Summary

The Nebraska Legislature has twelve legislative days left in the 2017 session. This week, the Legislature will finalize the biennial budget in an effort to close the projected \$900 million shortfall. Also, the Legislature may again take up a measure to fund property tax, and potentially, income tax, relief ([AM 1353 to LB 233](#)) by eliminating the historic tax credit and new markets tax credit programs as well as several other tax credits for Nebraska businesses and their owners.

Below is a chart of the bills we are following related to economic development, energy, liquor, municipal law, real estate, tax increment financing, taxes and the Tax Equalization Review Commission, and water. Copies of all bills are available on the Nebraska Legislature's website at <http://www.nebraskalegislature.gov/bills/>. Please contact us if you have questions about these bills or any others. Thank you.

| Bill | Summary | Introducer | Committee | Hearing Date | Current Status |
|--|--|-------------------------|---------------|--------------|----------------------|
| Economic Development | | | | | |
| LB 74 | Change population thresholds relating to annexation, suburban development, and planned unit development by a city or village | Crawford | Urban Affairs | 1/17/17 | Approved by Governor |
| LB 97 Speaker Priority | Adopt the Riverfront Development District Act | Crawford | Urban Affairs | 2/14/17 | Approved by Governor |
| LB 126 | Change sunset dates under the Nebraska Job Creation and Mainstreet Revitalization Act and the Nebraska Advantage Act | Groene | Revenue | 2/9/17 | Committee |
| LB 131 | Change provisions relating to urban growth districts and urban growth bonds and refunding bonds | Urban Affairs Committee | Urban Affairs | 1/17/17 | Approved by Governor |
| LB 161 Smith Priority | Change a carryover period under the Nebraska Advantage Act | Friesen | Revenue | 1/25/17 | Approved by Governor |

| Bill | Summary | Introducer | Committee | Hearing Date | Current Status |
|---|--|-------------|-------------------|--------------|------------------------|
| LB 272 | Change procedures for tax credits under the Nebraska Job Creation and Mainstreet Revitalization Act | Vargas | Revenue | 3/3/17 | Committee |
| LB 291 Larson Priority | Adopt the Special Economic Impact Zone Act | Larson | Revenue | 3/1/17 | Select File |
| LB 373 Leg. Planning Priority | Change and eliminate revenue and taxation provisions | Schumacher | Revenue | 3/22/17 | Committee |
| LB 374 | Provide an income tax credit for corporate income taxes paid and change sunset dates under the Nebraska Advantage Act | Schumacher | Revenue | 3/15/17 | Committee |
| LB 387 | Change and eliminate provisions relating to various tax credit programs and economic development activities | Lindstrom | Revenue | 2/9/17 | Committee |
| LB 467 | Change provisions relating to certain tax incentive programs | Krist | Revenue | 3/15/17 | Committee |
| LB 475 | Change the application deadline under the Nebraska Job Creation and Mainstreet Revitalization Act | Schumacher | Revenue | 3/3/17 | Committee |
| LB 528 | Change provisions relating to the New Markets Job Growth Investment Act | Harr | Revenue | 3/3/17 | Committee |
| LB 543 Legis. Perform. Audit Priority | Change provisions relating to applications and reporting requirements under the Nebraska Advantage Act | Watermeier | Revenue | 3/15/17 | Committee |
| LB 546 | Change the Nebraska Advantage Act | Watermeier | Revenue | 2/9/17 | Committee |
| LB 564 | Adopt the Nebraska Main Street Fairness Act | McCollister | Revenue | 1/27/17 | Committee |
| LR 16CA | Constitutional amendment to allow cities and villages to pledge taxes relating to a redevelopment project for up to twenty years if area is extremely blighted | Wayne | Urban Affairs | 2/28/17 | General File |
| Energy | | | | | |
| LB 87 | Redefine a qualified facility and authorize local distribution utilities to waive certain requirements relating to net metering | Blood | Natural Resources | 2/22/17 | Indefinitely Postponed |
| LB 352 | Adopt the Wind, Solar, and Fuel Cell Business Financing Act | Vargas | Natural Resources | 3/2/17 | Indefinitely Postponed |
| LB 392 | Adopt the Wind Friendly Counties Act | Larson | Natural Resources | 2/9/17 | Committee |
| LB 429 | Provide for virtual net metering | Wishart | Natural Resources | 2/22/17 | Indefinitely Postponed |

| Bill | Summary | Introducer | Committee | Hearing Date | Current Status |
|---|--|------------|---|--------------|------------------------|
| LB 494 | Provide for withholding public records relating to energy infrastructure | Briese | Government, Military and Veterans Affairs | 2/2/17 | General File |
| LB 504 | Provide for a moratorium on industrial development of wind energy projects and for a task force study as prescribed | Brewer | Natural Resources | 3/1/17 | Committee |
| LB 547 | State legislative findings and change provisions relating to eminent domain and review by the Nebraska Power Review Board | Watermeier | Natural Resources | 2/23/17 | Indefinitely Postponed |
| LB 610 | Adopt the Community Solar Energy Economic Development Act | Kolowski | Natural Resources | 2/22/17 | Committee |
| LB 625 Urban Affairs Priority | Change the Property Assessed Clean Energy Act | Larson | Urban Affairs | 2/14/17 | Approved by Governor |
| LB 626 | Adopt the Shared Community Solar Act | Larson | Natural Resources | 2/9/17 | Indefinitely Postponed |
| LB 657 | Adopt the Retail Electricity Transparency Act | Wayne | Natural Resources | 2/16/17 | Indefinitely Postponed |
| LB 660 | Adopt the Nebraska Retail Electricity Choice Act and remove a restriction on the sale or delivery of retail electricity by a private electric supplier | Wayne | Natural Resources | 2/16/17 | Indefinitely Postponed |
| Liquor | | | | | |
| LB 254 | Change provisions relating to making and serving alcoholic liquor by nonlicensed persons as prescribed | Crawford | General Affairs | 2/13/17 | Committee |
| LB 632 General Affairs Priority | Change provisions relating to the Nebraska Liquor Control Act and music licensing agencies | Larson | General Affairs | 2/13/17 | Select File |
| Municipal Law | | | | | |
| LB 78 | Change provisions relating to relinquishment or abandonment of any portion of a state highway system | Crawford | Transportation and Telecommunications | 1/30/17 | General File |
| LB 113 | Change population threshold provisions relating to municipalities and eliminate obsolete provisions | Hansen | Urban Affairs | 1/17/17 | Approved by Governor |
| LB 127 | Change notice requirements under Open Meetings Act | Groene | Government, Military and Veterans Affairs | 2/2/17 | General File |

| Bill | Summary | Introducer | Committee | Hearing Date | Current Status |
|--|--|---|---|--------------|------------------------|
| LB 130 | Change municipal annexation provisions relating to certain districts | Urban Affairs Committee | Urban Affairs | 1/24/17 | General File |
| LB 132 | Change provisions relating to improvement districts and extraterritorial zoning jurisdictions | Urban Affairs Committee | Urban Affairs | 1/17/17 | Approved by Governor |
| LB 133 | Change and eliminate provisions regarding cities of the second class and villages | Urban Affairs Committee | Urban Affairs | 1/17/17 | Approved by Governor |
| LB 339 Transp. & Telecomm. Priority | Merge the Department of Aeronautics into the Department of Roads and rename as the Department of Transportation | Friesen, at the request of the Governor | Transportation and Telecommunications | 1/30/17 | Approved by Governor |
| LB 383 | Change membership provisions for certain municipal community redevelopment authorities, citizen advisory review committees, and planning commissions | Quick | Urban Affairs | 1/31/17 | Approved by Governor |
| LB 389 Speaker Priority | Adopt the Small Wireless Facilities Act | Friesen | Transportation and Telecommunications | 2/21/17 | Committee |
| LB 618 | Change provisions relating to the use of the Transportation Network Company Regulation Cash Fund | Wayne | Transportation and Telecommunications | 2/14/17 | General File |
| LB 627 | Provide for the operation of autonomous motor vehicles as prescribed | Larson | Transportation and Telecommunications | 2/28/17 | Committee |
| LB 644 Gov't, Military, & Veterans Affairs Priority | Provide, change, and eliminate provisions governing boards, commissions, and similar entities | Government, Military and Veterans Affairs Committee | Government, Military, and Veteran Affairs | 2/23/17 | Approved by Governor |
| Real Estate | | | | | |
| LB 20 | Change provisions relating to homestead exemption certifications | Kolterman | Revenue | 1/19/17 | Approved by Governor |
| LB 38 | Authorize electronic or digital signatures for instruments submitted to register of deeds | Harr | Government, Military, and Veteran Affairs | 1/20/17 | Indefinitely Postponed |
| LB 228 | Change provisions relating to rent-restricted housing projects | Harr | Revenue | 3/3/17 | Committee |
| LB 236 | Change provisions relating to the inclusion of multiple lots in one parcel | Erdman | Revenue | 2/23/17 | Committee |

| Bill | Summary | Introducer | Committee | Hearing Date | Current Status |
|--|--|------------|--|--------------|----------------------|
| LB 304 | Change provisions relating to the Nebraska Housing Agency Act | Crawford | Urban Affairs | 1/31/17 | General File |
| LB 315 | Change provisions relating to the sale of real property by a city of the second class or village | Murante | Urban Affairs | 1/24/17 | Approved by Governor |
| LB 364 | Change and eliminate licensure, regulation, and penalty provisions under the Professional Landscape Architects Act | Walz | Government, Military and Veterans Affairs | 3/8/17 | Committee |
| LB 365 | Change provisions relating to access to public records and provide for fees | Blood | Government, Military and Veterans Affairs | 2/2/17 | General File |
| LB 371 | Eliminate condemnation authority of the State Fire Marshal | Crawford | Judiciary | 2/1/17 | Passed |
| LB 388 | Authorize remote electronic notarial acts | Lindstrom | Government, Military, and Veterans Affairs | 1/25/17 | Committee |
| LB 399 | Change provisions relating to housing commissions | Wayne | Urban Affairs | 1/31/17 | General File |
| LB 439 | Change licensure and regulation provisions for assisted-living facilities | Wishart | Health and Human Services | 3/16/17 | General File |
| LB 492 | Adopt the Self-Service Storage Facilities Act and authorize certain liens | Harr | Judiciary | 2/15/17 | Approved by Governor |
| LB 510 | Provide a restriction on installment contracts for the purchase of real or personal property by political subdivisions | Ebke | Government, Military and Veterans Affairs | 3/8/17 | Committee |
| LB 518 Bus. & Labor Priority | Adopt the Rural Workforce Housing Investment Act and transfer funds from the Affordable Housing Trust Fund | Williams | Business and Labor | 2/13/17 | Approved by Governor |
| LB 535 Hughes Priority | Change requirements for instruments and statements filed with the register of deeds | Hughes | Revenue | 2/22/17 | Approved by Governor |
| Tax Increment Financing | | | | | |
| LB 95 | Change provisions relating to the Community Development Law and tax-increment financing | Crawford | Urban Affairs | 2/28/17 | Committee |
| LB 151 Speaker Priority | Change and provide for duties of the Auditor of Public Accounts and certain audited entities | Stinner | Government, Military and Veterans Affairs | 1/19/17 | Approved by Governor |
| LB 262 | Change provisions relating to undeveloped vacant land under the Community Development Law | Groene | Urban Affairs | 2/21/17 | Committee |
| LB 489 | Redefine development project under the Community Development Law | Groene | Urban Affairs | 2/21/17 | Committee |

| Bill | Summary | Introducer | Committee | Hearing Date | Current Status |
|---|---|-------------|---------------------------------|--------------|-------------------------------|
| LB 496 Williams Priority | Define and redefine terms under the Community Development Law | Stinner | Urban Affairs | 2/28/17 | Enrollment and Review Initial |
| LB 594 | Require a limited liability company seeking a tax benefit to file an amended certificate of organization | Groene | Banking, Commerce and Insurance | 3/13/17 | Committee |
| LB 597 | Provide for application process through county assessor and Tax Commissioner prior to using tax-increment financing | Groene | Urban Affairs | 2/21/17 | Indefinitely Postponed |
| Taxes and Tax Equalization and Review Commission | | | | | |
| LB 49 | Provide for the treatment of certain amendments to the Internal Revenue Code | Schumacher | Revenue | 2/1/17 | Committee |
| LB 51 | Change provisions relating to sales of real property for nonpayment of taxes | Schumacher | Revenue | 1/19/17 | General File |
| LB 232 | Provide a property tax exemption for property leased to the state or a governmental subdivision | Kolterman | Revenue | 2/23/17 | Committee |
| LB 322 | Change the Tax Equalization and Review Commission Act | Craighead | Revenue | 3/1/17 | Committee |
| LB 385 | Change provisions relating to the burden of proof and who may appeal under the Tax Equalization and Review Commission Act | Lindstrom | Revenue | 3/1/17 | Committee |
| LB 555 | Change and eliminate provisions of the Tax Equalization and Review Commission Act | Smith | Revenue | 3/1/17 | Committee |
| LB 565 | Require the posting of tax incentive information under the Taxpayer Transparency Act | McCollister | Revenue | 3/15/17 | General File |
| LB 570 | Provide a property tax exemption for all tangible personal property | Friesen | Revenue | 3/9/17 | Committee |
| LB 579 | Provide for termination of city occupation taxes subject to a vote and require vote on tax rate changes | McDonnell | Urban Affairs | 2/21/17 | Committee |

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|---|---|--------|-------------------|---------|----------------------|
| <u>LB 613</u> | Change provisions relating to property tax exemptions under the Nebraska Housing Agency Act | Wayne | Revenue | 3/16/17 | Committee |
| Water | | | | | |
| <u>LB 182</u> Natural Res. Priority | Change powers and duties of the Department of Environmental Quality under the Drinking Water State Revolving Fund Act | Hughes | Natural Resources | 1/25/17 | Approved by Governor |
| <u>LB 218</u> | Provide for installation of ground water pumps by public entities | Groene | Natural Resources | 2/15/17 | Committee |
| <u>LR 4</u> | Interim Study to explore if the development of a more comprehensive water quality study is needed | Blood | Executive Board | TBD | Committee |