



DIRT ALERT

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105th Nebraska Legislature, Second Session

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The Second Session of the 105th Nebraska Legislature convened on January 3, 2018. Bill introductions concluded on January 18, 2018. At the conclusion of bill introductions, we identified 20 bills warranting particular watchfulness. Summaries of these bills are available [here](#).

An updated chart of Second Session bills related to economic development, municipal law, real estate, energy/renewable energy, telecommunications, taxation and water/natural resources law is available below.

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.

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Bill	Summary	Introducer	Committee	Hearing Date	Current Status
Economic Development					
LB 768	Redefine economic development program to include early childhood infrastructure development for cities of the first and second class and villages	Quick	Urban Affairs	1/23/18	General File
LB 919	Adopt the Student Loan Repayment Tax Credit Act and change certain taxation and grant provisions	Bolz	Revenue	2/8/18	Committee

Bill	Summary	Introducer	Committee	Hearing Date	Current Status
LB 942	Adopt the Metropolitan Port Authority Act	Wayne	Urban Affairs	2/6/18	Committee
LB 986 Hansen Priority	Adopt the Neighborhood Improvement District Act and change provisions relating to special assessments for other improvement or development districts as prescribed	Hansen	Urban Affairs	2/6/18	General File
LB 996	Change defined terms and other provisions of the Nebraska Advantage Act	Crawford	Revenue	2/27/18	Committee
LB 1023	Change sunset dates on certain tax incentive programs	Schumacher	Revenue	2/27/18	Committee
LB 1067	Authorize a special tourism surcharge under the Business Improvement District Act	Quick	Urban Affairs	2/6/18	Committee
LB 1084 Briese Priority	Adopt the Property Tax Request Limitation Act, provide sunset dates for certain tax exemptions and incentives, and change other revenue and taxation provisions	Briese	Revenue	2/8/18	Committee
Energy/Renewable Energy					
LB 722	Provide a renewable energy electric power generation requirement for certain public power and irrigation districts	Wayne	Natural Resources	2/21/18	Committee
LB 723	Change net metering provisions by redefining qualified facility and increasing the rated capacity limit as prescribed	Wayne	Natural Resources	2/21/18	Committee
LB 820	Change provisions relating to privately developed renewable energy generation facilities	Hughes	Natural Resources	1/31/18	Committee
LB 821	Change provisions relating to assessments by the Nebraska Power Review Board	Hughes	Natural Resources	TBD	Withdrawn
LB 901 Speaker Priority	Require Director of Aeronautics to consult with the Military Department in certain structure permitting decisions	Bostelman	Transportation and Telecommunications	1/22/18	Final Reading
LB 966	Provide a sales and use tax exemption relating to dark fiber	Friesen	Revenue	2/15/18	General File
LB 1054 Brewer Priority	Change provisions relating to hearings before the Nebraska Power Review Board and electric generation using wind	Brewer	Natural Resources	2/1/18	Committee
Liquor					

Bill	Summary	Introducer	Committee	Hearing Date	Current Status
LB 734	Change provisions relating to special designated licenses under the Nebraska Liquor Control Act	Scheer	General Affairs	2/5/18	Committee
LB 747	Provide for bottle clubs under the Nebraska Liquor Control Act	Thibodeau	General Affairs	2/26/18	Committee
LB 1120 General Affairs Priority	Change provisions of the Nebraska Liquor Control Act and music licensing provisions	Larson	General Affairs	2/5/18	Passed
Municipal Law					
LB 707	Change provisions of the Uniform Standard Code for Manufactured Homes and Recreational Vehicles by eliminating applicability and references to manufactured homes and renaming the code	Kolterman	Urban Affairs	1/23/18	Committee
LB 720	Change applicability provisions for building codes	Wayne	Urban Affairs	2/13/18	Committee
LB 748	Change provisions relating to determination of municipality population thresholds and references to cities, villages, and governing bodies	Hansen	Urban Affairs	1/16/18	General File
LB 752	Limit the authority of certain political subdivisions to acquire rights-of-way	Brewer	Judiciary	2/8/18	Committee
LB 767	Adopt changes to the state building code	Quick	Urban Affairs	2/13/18	Committee
LB 806	Change the Conveyance Safety Act	Kuehn	Business and Labor	1/22/18	Committee
LB 850	Require disclosure of the anticipated cost to a political subdivision to pay off its bonds	Linehan	Government, Military and Veterans Affairs	1/31/18	Committee
LB 854	Expand the number of municipalities which may create a land bank and change land bank powers and board requirements	Quick	Urban Affairs	1/23/18	General File
LB 865 Speaker Priority	Change provisions relating to passage of ordinances by cities and villages	Crawford	Urban Affairs	1/16/18	Passed
LB 889	Provide and eliminate duties relating to fire codes	Wayne	Urban Affairs	2/13/18	Passed
LB 940 Speaker Priority	Change provisions of the Civic and Community Center Financing Act relating to fund use, grant request limits, property sale restrictions, and grant application priority	Friesen	Urban Affairs	1/23/18	Passed

Bill	Summary	Introducer	Committee	Hearing Date	Current Status
LB 989 Wishart Priority	Authorize testing of autonomous vehicles by a city of the primary class on its roadways	Wishart	Transportation and Telecommunications	2/13/18	Passed
LB 1019	Change boundaries of Nebraska planning and development regions	Clements	Government, Military and Veterans Affairs	2/2/18	General File
LB 1025	Create the Building Codes Advisory Committee and change building code provisions	Wayne	Urban Affairs	2/13/18	Committee
LB 1028	Adopt the Abandoned and Dilapidated Housing Act	Wayne	Urban Affairs	2/6/18	Committee
LB 1071	Adopt the Infrastructure Improvement and Replacement Assistance Act and provide for a turn back of state sales tax revenue	Lindstrom	Revenue	2/2/18	Committee
Real Estate					
LB 736	Change real estate agent duties with respect to certain written disclosures	Lindstrom	Banking, Commerce and Insurance	1/22/18	Committee
LB 749	Change provisions relating to recording and filing fees	Williams	Government, Military and Veterans Affairs	1/24/18	Enrollment Review Engrossment
LB 750 Banking, Comm, & Insur. Priority	Change provisions relating to recording of real property instruments and rights and duties of secured creditors	Williams	Banking, Commerce and Insurance	1/23/18	Passed
LB 756	Prohibit ordinances prohibiting certain short-term rentals of residential property	Morfeld	Urban Affairs	1/16/18	General File
LB 1076	Increase the documentary stamp tax and provide for the use of the revenue	Friesen	Revenue	2/22/18	Committee
Tax Increment Financing					
LB 846	Change provisions relating to findings and the enforceability of certain agreements under the Community Development Law	Briese	Urban Affairs	1/30/18	Indefinitely Postponed
LB 874 Urban Affairs Priority	Change the Community Development Law	Urban Affairs Committee	Urban Affairs	1/30/18	Passed
LB 967	Eliminate provisions of the Community Development Law relating to undeveloped vacant land and land outside of cities	Groene	Urban Affairs	1/30/18	Indefinitely Postponed

Bill	Summary	Introducer	Committee	Hearing Date	Current Status
LB 1085	Change the Community Development Law and provisions relating to tax-increment financing	Wayne	Urban Affairs	1/30/18	Indefinitely Postponed
Taxes and Tax Equalization and Review Commission					
LB 884	Change and eliminate provisions relating to county sales and use taxes	Harr	Revenue	1/18/18	Committee
LB 885	Change provisions relating to property tax protests	Harr	Revenue	1/19/18	Passed
LB 905	Change the burden of proof for certain protests of real property valuations	Kuehn	Revenue	1/19/18	Committee
LB 935 Leg. Perf. Audit Priority	Facilitate tax incentive performance audits by requiring certain application materials, reporting, and data retention for certain tax incentive programs	Legislative Performance Audit Committee	Executive Board	1/24/18	Select File
LB 937	Change filing fees for appeals to the Tax Equalization and Review Commission	Stinner	Revenue	2/23/18	Committee
LB 963	Change how often real property is inspected and reviewed for property tax purposes	Smith	Revenue	2/7/18	Committee
LB 965	Change provisions relating to lists of real property subject to sale for delinquent taxes	Schumacher	Revenue	2/22/18	Committee
LB 1006	Change provisions relating to rehearings under the Tax Equalization and Review Commission Act	McCollister	Revenue	2/23/18	Committee
Telecommunications					
LB 966	Provide a sales and use tax exemption relating to dark fiber	Friesen	Revenue	TBD	General File
LB 994 Trans & Telecom Priority	Create the Rural Broadband Study Task Force, change provisions relating to the Nebraska Telecommunications Universal Service Fund, and change powers and duties of the Public Service Commission as prescribed	Friesen	Transportation and Telecommunications	2/5/18	Passed
LB 1113 Walz Priority	Provide an exception for leasing dark fiber or providing broadband, Internet, telecommunications, or video services by an agency or political subdivision of the state	Walz	Transportation and Telecommunications	2/20/18	Committee
Water/Natural Resources					

Bill	Summary	Introducer	Committee	Hearing Date	Current Status
LB 758 Natural Resources Priority	Require collaboration between natural resources districts and counties under the Nebraska Ground Water Management and Protection Act	Hughes	Natural Resources	1/17/18	Passed
LB 822	Change provisions relating to the Department of Natural Resources	Hughes	Natural Resources	3/7/18	Committee

105th Nebraska Legislature, First Session – Carry-Over Bills

Bill	Summary	Introducer	Committee	Hearing Date	Current Status
Economic Development					
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 272	Change procedures for tax credits under the Nebraska Job Creation and Mainstreet Revitalization Act	Vargas	Revenue	3/3/17	Committee
LB 291	Adopt the Special Economic Impact Zone Act	Larson	Revenue	3/1/17	Select File
LB 373	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	Change provisions relating to applications and reporting requirements under the Nebraska Advantage Act	Watermeier	Revenue	3/15/17	Committee

Bill	Summary	Introducer	Committee	Hearing Date	Current Status
LB 546	Change the Nebraska Advantage Act	Watermeier	Revenue	2/9/17	Committee
LB 557	Updates Nebraska's tax incentive programs; sunsets Nebraska Advantage	Harr	Revenue	3/8/17	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 392	Adopt the Wind Friendly Counties Act	Larson	Natural Resources	2/9/17	Committee
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 610	Adopt the Community Solar Energy Economic Development Act	Kolowski	Natural Resources	2/22/17	Committee
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	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	Passed
LB 127	Change notice requirements under Open Meetings Act	Groene	Government, Military and Veterans Affairs	2/2/17	General File
LB 130	Change municipal annexation provisions relating to certain districts	Urban Affairs Committee	Urban Affairs	1/24/17	Passed
LB 389 Low Priority	Adopt the Small Wireless Facilities Act	Friesen	Transportation and Telecommunications	2/21/17	General File

Bill	Summary	Introducer	Committee	Hearing Date	Current Status
LB 618	Change provisions relating to the use of the Transportation Network Company Regulation Cash Fund	Wayne	Transportation and Telecommunications	2/14/17	Passed
LB 627	Provide for the operation of autonomous motor vehicles as prescribed	Larson	Transportation and Telecommunications	2/28/17	Committee
Real Estate					
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
LB 304	Change provisions relating to the Nebraska Housing Agency Act	Crawford	Urban Affairs	1/31/17	Passed
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	General File
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 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	Passed
LB 439 Kolterman Priority	Change licensure and regulation provisions for assisted-living facilities	Wishart	Health and Human Services	3/16/17	Passed
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
Tax Increment Financing					
LB 95	Change provisions relating to the Community Development Law and tax-increment financing	Crawford	Urban Affairs	2/28/17	Indefinitely Postponed
LB 262	Change provisions relating to undeveloped vacant land under the Community Development Law	Groene	Urban Affairs	2/21/17	Indefinitely Postponed
LB 489	Redefine development project under the Community Development Law	Groene	Urban Affairs	2/21/17	Indefinitely Postponed
LB 496 Williams Priority	Define and redefine terms under the Community Development Law	Stinner	Urban Affairs	2/28/17	Passed

Bill	Summary	Introducer	Committee	Hearing Date	Current Status
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
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
LB 613	Change provisions relating to property tax exemptions under the Nebraska Housing Agency Act	Wayne	Revenue	3/16/17	Committee
Water					
LB 218	Provide for installation of ground water pumps by public entities	Groene	Natural Resources	2/15/17	Committee
LR 4	Interim Study to explore if the development of a more comprehensive water quality study is needed	Blood	Natural Resources	TBD	Committee