

LEGISLATURE OF NEBRASKA
ONE HUNDRED SEVENTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 1058

Introduced by Brewer, 43.

Read first time January 18, 2022

Committee: Natural Resources

- 1 A BILL FOR AN ACT relating to public power; to provide requirements for
- 2 public power suppliers relating to retiring or shutting down base
- 3 load units 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) Base load means the minimum amount of electric power delivered
3 or required over a given period of time at a steady, continuous rate;

4 (b) Base load capacity means the electric generating equipment
5 normally operated to serve electric power loads on a continuous, around-
6 the-clock basis;

7 (c) Base load unit means a plant, usually housing high-efficiency
8 steam-electric units, which is normally operated to take all or part of
9 the base load of an electric system, produce electricity at an
10 essentially constant rate and run continuously, and maximize system
11 mechanical and thermal efficiency and minimize system operating costs;
12 and

13 (d) Public power supplier means a public power district, public
14 power and irrigation district, or any other governmental entity providing
15 electric service. Public power supplier includes a municipal electric
16 utility.

17 (2) Any public power supplier that retires, permanently shuts down,
18 or substantially alters or reduces the base load capacity of a base load
19 unit before the end of its contract life shall:

20 (a) Pay a severance to any permanent employee employed at such base
21 load unit who is terminated or laid off as a result of such retirement,
22 shut down, or substantial alteration or reduction for a period of five
23 years at the same rate of pay received by such employee on the employee's
24 termination or lay-off date; and

25 (b) If selling, converting, or disposing of the base load unit
26 property, continue to make payments in lieu of taxes to those political
27 subdivisions of the state receiving such payments on the date of such
28 retirement, shut down, or substantial alteration or reduction either for
29 a period of ten years or for a total of fifty million dollars, whichever
30 is greater.