

NEBRASKA

PUBLIC SERVICE COMMISSION



COMMISSIONERS:
ROD JOHNSON
CRYSTAL RHOADES
MARY RIDDER
TIM SCHRÁM
DAN WATERMEIER

October 21, 2020

CERTIFICATION

To Whom It May Concern:

I, Michael G. Hybl, Executive Director of the Nebraska Public Service Commission, hereby certify that the enclosed is a true and correct copy of the original order made and entered in the proceeding docketed MODF-14, on the 20th day of October 2020. The original order is filed and recorded in the official records of the Commission.

Please direct any questions concerning this order to Shana Knutson, Legal Counsel, at 402-471-3101.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal of the Nebraska Public Service Commission, Lincoln, Nebraska, this 20th day of October 2020.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael G. Hybl".

Michael G. Hybl
Executive Director

MGH:lp

Enclosure

cc: Modular Housing Unit Manufacturers
Nebraska Modular Housing Unit Dealers
3rd Party Inspection Agencies

Ad Hoc Committee Members



Michael G. Hybl, Executive Director
Public Service Commission

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SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the) Application No. MODF-14
Commission, on its own motion,)
seeking to determine the seal) ORDER SETTING FEE
fee amount for the Modular)
Housing Program.)
) Entered: October 20, 2020

BY THE COMMISSION:

On August 25, 2020 the Nebraska Public Service Commission (Commission) entered an order opening the above-captioned proceeding to determine the appropriate seal fee for the Manufactured Home Program (Program) and to set a hearing. Notice of the proceeding appeared in The Daily Record, Omaha, Nebraska, on September 4, 2020.

The Commission is charged by statute to hold an annual public hearing to determine the amount of seal fee and new manufacturer plan review fee necessary to carry out the provisions of the Modular Housing Program pursuant to the Nebraska Uniform Standards for Modular Housing Units Act, *Neb. Rev. Stat. §§ 71-1555 to 71-1568.01 (2012 Cum. Supp.)*. The seal fees are subject to a statutory minimum of One Hundred dollars (\$100.00) and maximum of One Thousand dollars (\$1,000.00) per modular housing unit.¹ The seal fee is currently set at nineteen-cents (\$.19) per square foot of gross space per modular housing unit; minimum fee of One Hundred dollars (\$100.00) per modular housing unit and maximum fee of One Thousand dollars (\$1,000.00) per modular housing unit. The manufacturer plan review fee is currently One Thousand Eight Hundred dollars (\$1,800.00).

A Public hearing was held on September 29, 2020, in the Commission Hearing Room and by videoconference equipment.

O P I N I O N A N D F I N D I N G S

Mark Luttich, Director of the Commission's Housing Department, testified on behalf of the Staff. Director Luttich testified regarding the revenue generated by the present seal fee and stated that for the fees to cover the current expenses just in

¹ *Neb. Rev. Stat. § 71-1559(4) (2012 Cum. Supp.)*.

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the Program, the current seal fee of nineteen-cents (\$.19) per square foot should remain the same this year. Director Luttich also recommended the new manufacturer plan review fee remain unchanged.

The Department has continued to utilize the services of independent contractors to keep the Department workload at manageable levels to timely respond to factory needs. The Cash Fund currently contains approximately a nine to twelve (9-12) month balance to fund the Department's needs with a reasonable reserve. To maintain a sufficient balance and fund the department, Director Luttich recommended the fees in the Program remain steady at nineteen-cents (\$.19) per square foot and the new manufacturer plan review fee remain at One Thousand Eight Hundred dollars (\$1,800.00).

No other person testified at the hearing.

The Commission finds the recommendation by Director Luttich is reasonable and the seal fee for the Modular Housing Program should remain at nineteen-cents (\$.19) per square foot of gross space per modular housing unit and the new manufacturer plan review fee should remain at One Thousand Eight Hundred dollars (\$1,800.00), effective November 1, 2020.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that, pursuant to the Nebraska Uniform Standards for Modular Housing Units Act, the Modular Housing Program seal fee should be set at nineteen-cents (\$.19) per square foot of gross space per modular housing unit; minimum fee of One Hundred dollars (\$100.00) per modular housing unit and maximum fee of One Thousand dollars (\$1,000.00) per modular housing unit and the new manufacturer plan review fee should remain at its current level of One Thousand Eight Hundred dollars (\$1,800.00), effective November 1, 2020.

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ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 20th day of October, 2020.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Rod Johnson
Cystal Gooden
Tim Schram
Dee Wapner

Mary Kadden
Chair

ATTEST:

Mark P. Hyl
Executive Director