

# SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

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## BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Commission,     ) APPLICATION NO. MODF-15  
on its own motion, seeking to        )  
determine the seal fee amount        ) ORDER SETTING FEES  
for the Modular Housing Program.     )  
  )  
  ) ENTERED: October 19, 2021

BY THE COMMISSION:

On August 10, 2021 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 August 13, 2021.

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.<sup>1</sup> 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 14, 2021, 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

Lenora Isom, Director of the Commission's Housing Department, testified on behalf of the Staff. Director Isom testified regarding the revenue generated by the present seal fee and stated that for

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

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the fees to cover the current expenses just in the Program, the current seal fee of nineteen-cents (\$.19) per square foot should remain the same this year. Director Isom 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 Isom 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 Isom 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, 2021.

### 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, 2021.

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ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 19<sup>th</sup>  
day of October, 2021.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Bob Johnson*  
*Crystal Brander*  
*Mary Kidden*  
*Tim Schram*

*Don Watson*  
Chair

ATTEST:

*Shanice Knutson*  
Deputy Director