

LEGISLATIVE BILL 754

Approved by the Governor May 13, 1971

Introduced by C. W. Holmquist, 16th District

AN ACT to amend sections 53-118 and 53-123.08, Reissue Revised Statutes of Nebraska, 1943, relating to alcoholic liquors; to provide for variance in the capacity of containers; to permit a bottle club licensee to purchase at wholesale; to repeal the original sections; and to declare an emergency.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 53-118, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

53-118. The rules and regulations established by the commission shall include, among such other things as the commission may determine, the following: (1) Fixing and determining the nature, form, and capacity of all containers used for alcoholic liquors, which rules and regulations shall provide for the sale of imported beer in such capacity of containers as are provided by the producer thereof; (2) determining the nature of and the representations to be shown upon the labels attached to the containers; Provided, that the commission shall require that the labels attached to all original packages of alcoholic liquors sold or offered for sale in this state shall set forth in plain and legible print in the English language the quantity of such liquors in full gallons, quarts, pints, or half pints, exclusive of the original package containing it, or in fractions or in multiples thereof; and provided further, that no original package of alcoholic liquor, except beer, sold or offered for sale in the original package in this state shall contain less than one half pint, except that licensees holding a railroad or airline license may dispense on the railroad or airline alcoholic liquor from miniature containers; (3) prescribing the conditions as to the issuance of duplicate licenses in lieu of those lost or destroyed; (4) determining for what violations of the rules and regulations licenses shall be suspended or revoked; (5) establishing standards of purity, sanitation, honest advertising, and representation; and (6) including any and all the other details which are necessary or convenient to the enforcement of the intent, purpose, and requirements of this act. In the case of manufacturers and distributors

of alcoholic liquors, the commission shall require that the labels attached to all containers of such liquors, which are intended for sale in this state, shall set forth, among other things, in plain legible print in the English language the grade and quality of such liquors, together with their alcoholic content, except in the case of beer, and their age and, if the liquors to be sold in this state be a blended product, also the other ingredients contained in such blended product.

Sec. 2. That section 53-123.08, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

53-123.08. A bottle club license shall allow the operation of a bottle club as defined in subdivision (22) of section 53-103 and shall allow the solicitation or acceptance of powers of attorney for the purchase of alcoholic liquor at ~~retail~~ wholesale for any member, and, when a liquor pool is maintained, shall permit the members of the pool to pay cash to the liquor pool for liquors dispensed therefrom.

Sec. 3. That original sections 53-118 and 53-123.08, Reissue Revised Statutes of Nebraska, 1943, are repealed.

Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.