

LEGISLATURE OF NEBRASKA  
ONE HUNDRED THIRD LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 914**

Introduced by Karpisek, 32.

Read first time January 15, 2014

Committee: General Affairs

A BILL

1 FOR AN ACT relating to the Nebraska Liquor Control Act; to amend  
2 sections 53-101 and 53-123.14, Revised Statutes  
3 Cumulative Supplement, 2012; to provide for a limited  
4 bottling endorsement; to harmonize provisions; and to  
5 repeal the original sections.  
6 Be it enacted by the people of the State of Nebraska,

1           Section 1. Section 53-101, Revised Statutes Cumulative  
2 Supplement, 2012, is amended to read:

3           53-101 Sections 53-101 to 53-1,122 and section 2 of this  
4 act shall be known and may be cited as the Nebraska Liquor Control  
5 Act.

6           Sec. 2. (1) The holder of a Class C license or a craft  
7 brewery license may obtain a limited bottling endorsement for such  
8 license as prescribed in this section. The endorsement shall be  
9 issued for the same period and may be renewed in the same manner as  
10 the retail license or craft brewery license. A limited bottling  
11 endorsement may not be used in conjunction with a special designated  
12 license.

13           (2) A licensee desiring to obtain a limited bottling  
14 endorsement for a license shall file with the commission an  
15 application upon such forms as the commission prescribes and a fee of  
16 three hundred dollars payable to the commission.

17           (3) The holder of a limited bottling endorsement may sell  
18 beer for consumption off the licensed premises in sealed containers  
19 filled as provided in this subsection if:

20           (a) The sale occurs on the licensed premises of the  
21 licensee during the hours the licensee is authorized to sell beer;

22           (b) The licensee uses sanitary containers purchased by  
23 the customer from the licensee or exchanged for containers previously  
24 purchased by the customer from the licensee. The containers shall  
25 prominently display the endorsement holder's trade name or logo or

1 some other mark that is unique to the endorsement holder and shall  
2 hold no more than sixty-eight ounces;

3 (c) The licensee seals the container in a manner designed  
4 so that it is visibly apparent whether the sealed container has been  
5 tampered with or opened or seals the container and places the  
6 container in a bag designed so that it is visibly apparent whether  
7 the sealed container has been tampered with or opened; and

8 (d) The licensee provides a dated receipt to the customer  
9 and attaches a copy of the dated receipt to the sealed container or,  
10 if the sealed container is placed in a bag, to the bag.

11 Sec. 3. Section 53-123.14, Revised Statutes Cumulative  
12 Supplement, 2012, is amended to read:

13 53-123.14 Any person who operates a craft brewery shall  
14 obtain a license pursuant to the Nebraska Liquor Control Act. A  
15 license to operate a craft brewery shall permit a brewpub or  
16 microbrewery to produce on the craft brewery premises a maximum of  
17 twenty thousand barrels of beer per year. A craft brewery may also  
18 sell to beer wholesalers for sale and distribution to licensed  
19 retailers. A craft brewery license issued pursuant to this section  
20 shall be the only license required by the Nebraska Liquor Control Act  
21 for the manufacture and retail sale of beer for consumption on or off  
22 the licensed premises, except that the sale of any beer other than  
23 beer manufactured by the craft brewery licensee, wine, or alcoholic  
24 liquor by the drink for consumption on the craft brewery premises  
25 shall require the appropriate retail license. Any license held by the

1 operator of a craft brewery shall be subject to the act. A holder of  
2 a craft brewery license may obtain an annual catering license  
3 pursuant to section 53-124.12, a special designated license pursuant  
4 to section 53-124.11, ~~or~~ an entertainment district license pursuant  
5 to section 53-123.17, or a limited bottling endorsement for the craft  
6 brewery license pursuant to section 2 of this act.

7           Sec. 4. Original sections 53-101 and 53-123.14, Revised  
8 Statutes Cumulative Supplement, 2012, are repealed.