

January 13, 1992 LB 437  
LR 9

advancement of the bill today and give the remainder of my time to Senator Cudaback.

PRESIDENT MOUL: Thank you, Senator Johnson. Senator Cudaback.

SENATOR CUDABACK: Thank you, Senator Johnson. While serving on the village board and while I was serving on the county board, many times we had to make these decisions. And it was always a question in our minds would we be overridden. There was always this question in our minds. I need to simply make this statement that there's a misunderstanding. This bill simply reaffirms what this body or what the municipalities presently, the authority they have, but somehow that authority has been questioned. This is not actually anything new. It simply reaffirms the powers that the municipalities presently have. There's nothing wrong with making this concrete so I'd hope you would vote to advance this bill. Thank you.

PRESIDENT MOUL: Thank you, Senator Cudaback. Senator Johnson also relinquishes some of his time on closing to Senator Bohlke.

SENATOR BOHLKE: Madam President, members, thank you, Senator Johnson. A point made during Senator Will's discussion was that it was not needed to be a constitutional amendment. As I read it, the Supreme Court has ruled that this is a personal property, liquor license is a personal property rather than a privilege. The point we're trying to make that it is a privilege so if we want to change that it seems then that we do need a constitutional amendment. Thank you.

PRESIDENT MOUL: Thank you, Senator Bohlke. That completes closing. We will now vote on the motion to advance LR 9CA. All those in favor please vote aye, opposed nay. Have you all voted? Please record, Mr. Clerk.

CLERK: 26 ayes, 6 nays, Madam President, on the advancement of LR 9.

PRESIDENT MOUL: LR 9CA is advanced. Proceed with LB 437.

CLERK: Madam President, LB 437 was a bill introduced by Senator Chizek. (Read title.) The bill was introduced on January 18 of last year, referred to the Judiciary Committee, advanced to General File. I have committee amendments pending by the Judiciary Committee.