

LEGISLATURE OF NEBRASKA
NINETY-EIGHTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 604

Introduced by Friend, 10; Mossey, 3; Quandahl, 31

Read first time January 21, 2003

Committee: Judiciary

A BILL

1 FOR AN ACT relating to alcoholic liquor; to amend section
2 53-180.02, Revised Statutes Supplement, 2002; to change
3 provisions relating to possession by minors; and to
4 repeal the original section.

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

1 Section 1. Section 53-180.02, Revised Statutes
2 Supplement, 2002, is amended to read:

3 53-180.02. Except as provided in section 53-168.06, no
4 minor may sell, dispense, consume, or have in his or her possession
5 or physical control any alcoholic liquor in any tavern or in any
6 other place, including public streets, alleys, roads, or highways,
7 upon property owned by the State of Nebraska or any subdivision
8 thereof, or inside any vehicle while in or on any other place,
9 including, but not limited to, the public streets, alleys, roads,
10 or highways, or upon property owned by the State of Nebraska or any
11 subdivision thereof, except that a minor may consume, possess, or
12 have physical control of alcoholic liquor in his or her permanent
13 place of residence or on the premises of a place of religious
14 worship on which premises alcoholic liquor is consumed as a part of
15 a religious rite, ritual, or ceremony. A minor shall be deemed to
16 be in possession of alcoholic liquor when he or she is found, at a
17 place other than his or her permanent place of residence, to have
18 consumed alcoholic liquor when such alcoholic liquor is present by
19 observation or testing.

20 The governing bodies of counties, cities, and villages
21 shall have the power to, and may by applicable resolution or
22 ordinance, regulate, suppress, and control the transportation,
23 consumption, or knowing possession of or having under his or her
24 control beer or other alcoholic liquor in or transported by any
25 motor vehicle, by any person under twenty-one years of age, and may
26 provide penalties for violations of such resolution or ordinance.

27 Sec. 2. Original section 53-180.02, Revised Statutes
28 Supplement, 2002, is repealed.