

# **One Hundred Fifth Legislature - Second Session - 2018**

## **Introducer's Statement of Intent**

### **LB1120**

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**Chairperson: Senator Tyson Larson**

**Committee: General Affairs**

**Date of Hearing: February 05, 2018**

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB 1120 Contains the following provisions:

1. Clarifies that the fees collected for beer shippers' licenses are to be deposited in the Nebraska Beer Industry Promotional Fund. (p.2)
2. Requires third-party shippers to file annual reports with the Commission regarding the alcohol they transport. (p. 7)
3. Requires Special Designated License (SDL) applications to be received within 10 working days prior to the event, but this requirement may be waived by the Commission's Executive Director. (p. 10)
4. Includes statutory references that were meant to be removed and would be removed in a Committee Amendment. (p. 10, lines. 18-19)
5. Allows Class C licensees with a Bottling Endorsement to increase the size of their growlers from 32 ounces to 64 ounces. (p.11)
6. Prohibits the Commission from requiring the long-form application unless the local governing body requests in writing a hearing to determine whether there has been a change in circumstances to warrant requiring the long-form application. (p.11 - p.12)
7. Establishes procedures that include requiring the Commission to maintain a list of delinquent accounts and prohibits wholesalers from selling to retailers who are more than 34 days overdue. (p. 13 - p.14)
8. Allows the Commission the discretion to suspend a license for a second and subsequent violations of the Liquor Control Act in addition to compliance check violations. (p.15 - p. 16)
9. Allows a party to apply for a rehearing when an application is denied. (p. 19)

10. Prohibits expenditures from the Nebraska Beer Industry Promotional Fund to be used for the salaries or compensation for employees of any licensee or entity representing licensees under the Liquor Control Act. (p. 21)

11. Includes the Music Licensing Agency Act. (p. 21 - p. 26) This Act would provide protections for those entities that host live music performances and are being aggressively contacted by agencies claiming to hold the copyrights to the music being performed and demanding a licensing fee.

12. Severability Clause (p. 26)

13. Emergency Clause (p. 27)

**Principal Introducer:** \_\_\_\_\_

Senator Tyson Larson