

April 11, 1979

LB 224

Have you all voted? Record.

CLERK: 28 ayes, 0 nays, Mr. President, on the adoption of committee amendments.

SPEAKER MARVEL: The motion is carried. The amendments are adopted. Now what do we do with the bill, Senator Newell?

SENATOR NEWELL: I move the adoption of the bill, or the advancement of the bill. The bill basically as amended adjusts the timetable for liquor license renewal, spouse of a licensee be twenty-one years of age, exempts spouses of managing personnel, corporations, from current age and citizenship restrictions, increases the tax liability. The Liquor Control Commission is...allows the Liquor Control Commission to suspend as well as the current ability to revoke the license of the wholesale distributor for certain violations. Basically this latter section gives the commission another option and way to discipline someone, a wholesaler, who might be not doing good. There was no opposition to the bill. I move the advance here.

SPEAKER MARVEL: Senator Stoney.

SENATOR STONEY: Mr. Speaker, a question of Senator Newell if he would respond, please.

SENATOR NEWELL: Senator Stoney.

SENATOR STONEY: Senator Newell, one quick question. I note here that in the committee amendments there is one provision that deletes the requirement dealing with the prohibition of a person from receiving a liquor license if his or her spouse is ineligible to receive a liquor license. I was wondering what the rationale was and what testimony might have been given that justified such a revision.

SENATOR NEWELL: Okay. There was a district court ruling in Omaha which basically said this is an unconstitutional prohibition and also the committee felt that along with that legal opinion, that it really discriminated against a spouse, you know, encouraged people to separate and that sort of stuff in order to continue operation of businesses and so forth. So for that reason, plus the court decision, we felt that it didn't do much.

SENATOR STONEY: Thank you.