

distinct needs of individual customers. I would like to know what I have to prove in that regard. And also you talk about "specifically designated class of customers", I would like to know what those are. So that if I am applying for a license, at least I know what I am supposed to come in and prove.

SENATOR HEFNER: Okay, Senator Fowler, I would say in part (c), the Liquor Commission would have to set up this criteria but I believe like necessity and accessibility, it could perhaps be miles traveled. How far a distance, and the population of a certain village or city and see how many liquor licenses we actually needed, and I would just like to cite an example here. I believe during the committee hearing there was one person that testified that said that in a population of a village of less than a thousand had eight liquor licenses and the Liquor Commission had disapproved of the additional licenses. The local town board had disapproved but the applicant took them to court and the court ruled that our laws were not clearly defined and so, therefore, they went ahead and granted this particular applicant a liquor license and so what we are trying to do with this bill is to set out more guidelines so that the commission can follow these guidelines. Also, if they are overruled, then the court would have to follow these guidelines, and before I...could I just make one other statement. I think Senator Dworak said we were just amending part (c) out of this and I think you are amending part (c) and (d), is that right?

SENATOR FOWLER: (Mike off) the distinct need of an individual customer would be. What is the distinct need of a liquor customer? As opposed to just the need for alcohol, I mean what....

SENATOR HEFNER: Okay, the Liquor Commission would spell this out in their rules and regulations.

SENATOR FOWLER: Okay, and what is a specifically designated class of customers?

SENATOR HEFNER: They would be spelling this out.

SENATOR FOWLER: Okay. Mr. President, I think we can see that Senator Hefner is promoting a bill that not only is tightening competition but delegates a tremendous amount of authority to an administrative board. What he indicates is that we can't explain on the legislative floor what public convenience and necessity is, we don't know what a distinct need of an individual customer is, and we don't know what a specifically designated class of customer is, but we will let the Liquor