

SPEAKER MARVEL: Senator Hefner.

SENATOR HEFNER: Mr. President and members of the body, I move for the adoption of this amendment, and if this body will remember that the other day when the amendment...an amendment was adopted and we defeated the Fowler amendment, there were several Senators that were very concerned about (c) and (d) in section 2 of this bill. You will find this amendment on page 649 in your Journal, and what we are trying to do is spell out the distinct needs of an individual customer or class of customer, and this amendment responds to the concerns of those Senators by doing the following: Number one, it specifically establishes a standard of review of the public and the necessity when reviewing an application of a liquor license; and number two, it eliminates the vague standards of clause (d) dealing with specific customers or class of customers, and it also sets out ten determining factors which shall be considered by the Liquor Control Commission when reviewing a liquor license applicant. And if you follow along with me, the first one is the recommendation of the local governing body. Number two, the existence of a citizens' protest made in accordance with the section 53-133, and this section spells out what citizens need to do if they want to protest a liquor license application. Another one is the existing population of a city, village or county as the case may be, and also their projected growth. Another one would be the nature of the neighborhood or community of the location of the proposed licensed premises. Another one would be the existence or absence of other retail licenses or bottle club licenses with similar privileges within the neighborhood or community of the location of the proposed license premises. Another one would be the existing motor vehicle and pedestrian traffic flow in the vicinity of the proposed licensed premises. It would also consider the adequacy of the existing law enforcement, the zoning restrictions, the sanitary conditions on or about the proposed licensed premises and last, whether the type of business or activity proposed to be operated in conjunction with the proposed license is and will be consistent with the public interest. Yesterday morning we met with the group of Senators that were previously opposed to (c) and (d) in section 2, and I believe that by putting this amendment on the bill we will have answered their questions and why they opposed the bill. And so I would urge you to support this amendment.

SPEAKER MARVEL: Senator Dworak.

SENATOR DWORAK: Mr. President and colleagues, I support