

March 21, 1989

LB 371

agreements that were in existence at that time would have to be put in writing?

SENATOR ASHFORD: No, I don't agree with you.

SENATOR CHAMBERS: Thank you, Senator Ashford. Members of the Legislature, if you read the transcript to this, you're going to see that there is some confusion on the part of the introducer of this bill, but the question that is really going through my mind, and I'm going to ask Senator Ashford this one. It talks about passing on the ownership interest of this person in his or her will or the laws of intestate succession will apply. What is it that is being passed along?

SENATOR ASHFORD: The franchise agreement.

SENATOR CHAMBERS: Does a person have to hold a liquor license to have a franchise?

SENATOR ASHFORD: I believe so.

SENATOR CHAMBERS: Does the statute allow a liquor license to be inherited or passed on?

SENATOR ASHFORD: You know I really don't know what the law is on that.

SENATOR CHAMBERS: It doesn't. It is a privilege and it is not inherited...

SENATOR ASHFORD: There would have to be another application made I believe, but I'm not sure about that.

SENATOR CHAMBERS: So then if a person were to try to utilize the benefits of this bill, he or she would have to comply with the statutes relative to liquor licenses.

SENATOR ASHFORD: I'm sure that's correct.

SENATOR CHAMBERS: Could a child have a liquor license?

SENATOR ASHFORD: I don't believe so.

SENATOR CHAMBERS: Could a child under this bill have the interest of the one who held this right and died?