

not. The concern generally is I guess that as Senator Will just mentioned that the municipality or the mayor on the council may be friends with somebody and they may get a liquor license, somebody may not. The way it goes right now is if I want a liquor license I go before the city council to get one. If they approve it, then it has to go on to the Liquor Commission and the Liquor Commission then has to approve it as well. Somewhere along that process if the league or the municipality says, no, then I could go to the courts and hopefully get my due process there. However, the Liquor Commission does not get involved if there is a no at the outset from the municipality. The Liquor Commission could turn down a liquor license even if a municipality says, yes, depending on the situation. If you recall, Senator Robak talked I believe it was four or five years ago when a number of our Gas 'N Shops or convenience stores began to want to sell principally beer and wine. And there were some municipalities that turned those down. Those were then appealed to the Liquor Commission and then the Liquor Commission agreed with them and gave them licenses and that upset some people. There were some court challenges in there as well about the issue of whether or not this is a property right. And so what we're trying to set up I think is a sensible system. We did that in 1983 when we set up the current structure in which a municipality has to follow in issuing a license. And we're just trying to reaffirm that the municipality is the place at which you're going to get your license. That those folks obviously know what standards they might have for their community, whether or not they want proliferation of more licenses, and I think that's where it should be. Those are the people that have to live in that community and do business in that community. I think they should be the ones to have it. Obviously I'll oppose the kill motion and would ask you to do the same.

PRESIDENT MOUL: Thank you, Senator Johnson. Senator Lindsay.

SENATOR LINDSAY: Thank you, Madam President, members. If I could, I'd like to ask Senator Johnson a couple of questions.

PRESIDENT MOUL: Senator Johnson.

SENATOR R. JOHNSON: Yes, I'll answer it.

SENATOR LINDSAY: Senator Johnson, you touched on this a little bit in your opening. My concern on the legislative resolution is that it specifically sets forth that a license is not