

One Hundred Sixth Legislature - Second Session - 2020

Introducer's Statement of Intent

LB1090

Chairperson: Senator Tom Briese

Committee: General Affairs

Date of Hearing: February 10, 2020

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB 1090 amends the Nebraska Liquor Control Act regarding local governing bodies and their authorities.

Operating a business in Nebraska is a privilege. With the operation comes certain rights and responsibilities. Obtaining a liquor license to sell alcohol in Nebraska is a privilege. Only responsible owner/operators are entrusted with liquor licenses.

LB 1090 would allow local governments the ability to suspend a liquor license of a business that does not comply with local laws regarding the payment of taxes, fees or assessments. A local government could suspend a liquor license of a business after various stages of due process are upheld. The governing body would have to give the business operator an opportunity to explain and perform prior to suspension in LB 1090.

Local governing bodies have rights under Neb. Rev. Stat. 53-134 to revoke or cancel liquor licenses for various behaviors by liquor establishments. L.B. 1090 would allow for the less severe remedy of suspension in certain situations where the licensed business is not in compliance with local laws regarding payments owed to the governing body.

Principal Introducer: _____

Senator Carol Blood