

LEGISLATURE OF NEBRASKA  
ONE HUNDRED NINTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 33**

Introduced by Hunt, 8.

Read first time January 09, 2025

Committee: General Affairs

1 A BILL FOR AN ACT relating to the Nebraska Liquor Control Act; to amend  
2 sections 53-103.02, 53-103.03, and 53-103.24, Reissue Revised  
3 Statutes of Nebraska; to redefine terms; to remove nonalcoholic beer  
4 from regulation under the Nebraska Liquor Control Act; to harmonize  
5 provisions; to repeal the original sections; and to outright repeal  
6 section 53-160.02, Reissue Revised Statutes of Nebraska.

7 Be it enacted by the people of the State of Nebraska,

1           **Section 1.** Section 53-103.02, Reissue Revised Statutes of Nebraska,  
2 is amended to read:

3           53-103.02 (1) Alcoholic liquor includes alcohol, spirits, wine,  
4 beer, and any liquid or solid, patented or not, containing alcohol,  
5 spirits, wine, or beer and capable of being consumed as a beverage by a  
6 human being. Alcoholic liquor also includes confections or candy that  
7 contains more than one-half of one percent alcohol.

8           (2) The Nebraska Liquor Control Act does not apply to (a) alcohol  
9 used in the manufacture of denatured alcohol produced in accordance with  
10 acts of Congress and regulations adopted and promulgated pursuant to such  
11 acts, (b) flavoring extracts, syrups, medicinal, mechanical, scientific,  
12 culinary, or toilet preparations, or food products unfit for beverage  
13 purposes, but the act applies to alcoholic liquor used in the  
14 manufacture, preparation, or compounding of such products or confections  
15 or candy that contains more than one-half of one percent alcohol, ~~or~~ (c)  
16 wine intended for use and used by any church or religious organization  
17 for sacramental purposes, or (d) nonalcoholic beer.

18           **Sec. 2.** Section 53-103.03, Reissue Revised Statutes of Nebraska, is  
19 amended to read:

20           53-103.03 (1) Beer means a beverage obtained by alcoholic  
21 fermentation of an infusion or concoction of barley or other grain, malt,  
22 and hops in water and includes, but is not limited to, beer, ale, stout,  
23 lager beer, porter, ~~near-beer~~, flavored malt beverage, and hard cider.

24           (2) Beer does not include nonalcoholic beer.

25           **Sec. 3.** Section 53-103.24, Reissue Revised Statutes of Nebraska, is  
26 amended to read:

27           53-103.24 Nonalcoholic beer ~~Near-beer~~ means beer containing less  
28 than one-half of one percent of alcohol by volume.

29           **Sec. 4.** Original sections 53-103.02, 53-103.03, and 53-103.24,  
30 Reissue Revised Statutes of Nebraska, are repealed.

31           **Sec. 5.** The following section is outright repealed: Section

1 53-160.02, Reissue Revised Statutes of Nebraska.