

May 9, 1973

that individual would now have his own separate police force. I think before you pass a bill like this with these new amendments, either have a public hearing or some time for the people to study it. Don't take my word for it, go talk to a lawyer, go talk to a friend of yours who's highly familiar with Liquor Commission procedures, any of these things. Don't take my word for it, check it out yourself, but don't act on it today on something of such significance.

PRESIDENT: Senator Maresh, we're still discussing the committee amendments now as amended by Senator Whitney to LB 111.

SENATOR MARESH: Mr. President, members of the Legislature, I wonder if Senator Carpenter would yield to a question.

PRESIDENT: While Senator Carpenter is yielding, Senator DeCamp, I have a question of you. Are your amendments amendments to the committee amendments?

SENATOR DE CAMP: My amendments were amendments to the original bill. They were prompted when I discovered the committee amendments a couple of days ago.

PRESIDENT: Thank you. Senator Carpenter, do you yield to a question?

SENATOR MARESH: Senator Carpenter, you said there was \$250 additional license fee will be for police protection or in other words for the sheriffs to do police work? How is it allocated back to the counties then?

SENATOR CARPENTER: Just like it is now in the area of school funds for the most part in the villages and the rest of it.

SENATOR MARESH: Actually it will stay in the county where it's raised, right?

SENATOR CARPENTER: Now we've settled thing, Senator Whitney's amendment has been adopted, it's back to \$250.

SENATOR MARESH: Thank you.

PRESIDENT: Senator Nore, you are passing? Okay, move on then to Senator Fellman. We're still discussing the committee amendments as amended here.

SENATOR FELLMAN: Senator Carpenter, would you yield to a couple of questions? What does this, the way it stands with these amendments, what does this do to the present right of local option in voting liquor by the drink in specific counties?

SENATOR CARPENTER: Nothing that I know of.

SENATOR FELLMAN: Does it leave it exactly the same?

SENATOR CARPENTER: Yes.

SENATOR FELLMAN: What is the, at the present time an appeal from the Liquor Commission to the District Court is not on the record but it's tried de novo, isn't that correct?

SENATOR CARPENTER: I would think for example that, now I'm in a field which I'm not any authority, it is true for example that when you go before the Liquor Commission you go before a commission which has been clothed with the authority to cite the closing up of those people in fact of law, plus they can in lieu of closing they can take so much per day in order of the way of a fine. It's my understanding that when you appeal from the findings of the Liquor Commission, I'm not sure about this, you go into District Court. Whatever the case is there then I presume that you can't change the decision of the dis-