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LB 848

deal with the licensees in a much more realistic way. In other words, trying to make the offense fit the punishment. It also allows the commission to be more specific as to where a licensee can do business. It raises the registration fee which has not been raised since 1936 or '35, from \$2.00 to \$15.00. It creates a second level of class C license for on-sale only. In other words, right now in order to get the class C license you have...it is everything and this way it will be just on-sale only. This bill would require that they file...that a licensee before he gets his license would have to file with the Fire Marshal before he can apply for a license to make sure that the place is in good code condition. Now that is being done presently, so this only makes it a formality. It only puts it in the law. Right now that is being done. The commission requires that before they apply anyway. So with that, I move the advancement of the bill.

SPEAKER MARVEL: The motion is the adoption of....I am sorry, Senator Beutler. The Chair....go ahead.

SENATOR BEUTLER: Mr. Speaker and members of the Legislature, I have just a couple of questions for Senator Newell. There are a couple of things that are not quite clear in my mind. Senator Newell, one of the committee amendments drops the word "willfully" on page 27, line 27 of the bill. Apparently it used to say, if any licensee shall willfully violate the regulations duly issued and promulgated, etcetera, the commission may, after proper hearing, suspend, cancel or revoke the license. Suspend and cancel is the new language, I guess. Could revoke the language. In other words, the way the bill was you could revoke the license if they willfully violated the regulation. Now you are dropping the word "willfully" so you are saying that they can suspend, cancel or revoke the license for violating the regulations, whether it is willful or not. Is that correct?

SENATOR NEWELL: Well, the word "willful" is a very subjective word, Senator Beutler, as I am sure you as an attorney would understand and that the commission feels that that word is not...does not help clarify when they can take action. The fact that they have added suspensions and, you know, allow for the revoking of a license instead of just the cancellation of a license, we will allow them to have more latitude to determine to what extent willful and all those other things relate. So while it is still subjective, the commission still deals with that. It gives them some other tools as opposed to the very harsh cancellation and mechanism that they had previously, and that is...

7728