

January 28, 1982

LB 431

SENATOR CLARK: Senator Labeledz.

SENATOR LABEDZ: Thank you, Mr. President. Members of the Legislature, I certainly hope that this amendment would not be as controversial as the last but I think when LB 431 was on General File I mentioned to you that we also might have a technicality in the law as far as our local state brewery here, the only brewery in the State of Nebraska. I will just briefly explain that on the premises of the local brewery we have what we call a lodge and it is open not to the public, not to the general public, but by invitation or appointment only where a tour is conducted or slides are shown, lunch is served, and then the guests are allowed to participate in some free samples of the product and a manufacturer may sell only to licensees and there are several sections in the law, and I don't want to go through every one of them, that might in some way disallow this particular lodge to remain in operation. The manufacturers are prohibited from delivering any package containing alcoholic liquor to any person who is not authorized to receive that liquor. So what we are doing here is similar to what Senator Newell was doing in the original intent of his bill to allow the sampling of wine and liquors at the distributor. This would be, and if you would read the amendment, "...except that nothing in Chapter 53 shall prohibit a manufacturer of beer from distributing tax paid samples of beer at the premises of a licensed manufacturer for consumption on the premises". As I say, it will correct several sections in the law that will allow this lodge to continue or any other manufacturer's lodge or club, whatever he has on the premises, to consume samples of the product. I urge the adoption of the amendment.

SENATOR CLARK: Senator Hefner, did you want to talk on the Labeledz amendment?

SENATOR HEFNER: Mr. President, members of the body, I rise to support Senator Labeledz' amendment. Our committee, the Miscellaneous Subjects Committee heard the bill, and after it was brought to the floor and advanced from General File to Select File, we noticed that we had some things in this bill that didn't exactly clarify beer manufacturers' position, and what this would do without a shadow of a doubt clarify the beer manufacturers' position. It would correct several sections of the law that we now have. Therefore, I would urge you to support this amendment.

SENATOR CLARK: Senator Newell, do you want to talk on the amendment by Senator Labeledz? Senator Labeledz, do you wish to close.

SENATOR LABEDZ: No, just briefly to say that many of you