

rule. Court decisions have changed that. You now have a single standard, and if Senator Landis or the others want to use local government to restrict somebody based upon "local standards that run contrary to the general standards laid down by the court", you are going to reap a harvest of exactly what Senator Pappas suggested which is litigation after litigation in the district court forcing the community to live with the standards established by the courts on whether somebody can or cannot go into the liquor business. So, Senator Hefner, I would think, if any individual, you as chairman of that committee would be alert to the possible dangers of trying to establish artificially, however many, 1,000, 1,200 different standards. That is what you are going to create. You may not like it, but unless you have one centralized authority with one standard ultimately which is what the Liquor Control Commission is, you are going to have a panoply of problems that won't quit. Now, if you want, consider this, consider imposing upon the Liquor Control Commission very strict standards as to whether they can or can't grant a license. I say only considerate it because ultimately when you do that, that will run into court problems. Liquor laws and what you can do with respect to restricting liquor licenses have been dramatically altered by court decisions relative to free enterprise over the last few years, both in the courts of Nebraska and in all other states, and if your solution to addressing those new rules, the new openness, if your solution is to try to create, as I say, local control and impose artificial standards there, all you do is guarantee the court fights. I would suggest you not adopt the amendments offered by Senator Hefner, tempting as they are. This is one area where local control is meant to be really local right to make sure somebody can't enter into business.

SPEAKER NICHOL: One minute.

SENATOR DECAMP: I repeat, with the new court decisions there are some limits as to how far they can go in trying to limit who can or can't go into the liquor business and it's not going to work. It's just going to create additional court cases and you'll back here in a year or two trying to undo it again.

SPEAKER NICHOL: Thank you. Senator Pappas, then Senator Lundy.

SENATOR PAPPAS: Yes, Mr. Speaker, colleagues, again I rise to oppose the amendments to the amendments and the amendment. One thing I'd like to point out, I kind of take indifference to Senator Hefner's handout where he talks about little local