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LB 911

SENATOR PAPPAS: You believe it wouldn't, you're not for sure? Okay, did you find out the other day who would pay the cost of the appeal process too? I asked you about that. If somebody local in an appeal, denial or approval, who would pay that?

SENATOR HEFNER: Okay, the appeal to who?

SENATOR PAPPAS: If they appeal to the district court, to the local district court.

SENATOR HEFNER: I would say the applicant would have to pay that.

SENATOR PAPPAS: Okay, I just ask, but who defends it? Who defends it, the political subdivision or the state?

SENATOR HEFNER: The political subdivision.

SENATOR PAPPAS: You did find that out for sure? The other day you wasn't for sure who defended who on what and who paid for what. Would this also entail, would they have enough power to control other things like parking and seating which they halfway do now, but cost of the retail price of liquor and stuff too along with hours of operation?

SENATOR HEFNER: Would you want to restate that question again, Senator Pappas?

SENATOR PAPPAS: With the insertion of your new amendment to the E & R amendments on Section 7, would this allow the local governing body, the political subdivision to not only possibly control hours of operation, but retail prices, seating, et cetera along those lines?

SENATOR HEFNER: I don't...Senator Pappas, I don't think this would have anything to do with their operation.

SENATOR PAPPAS: Well, they can set standards though, Senator Hefner, and some of the standards could also involve the hours of operation. I don't see where that is deleted in your amendment. It says standards and they can exceed the state and that's why I'm asking you if a political subdivision could go this far to be that restrictive. Because I think it said they can be more restrictive, "which are more restrictive than the Nebraska Liquor Control Act based on the particular community's