

LEGISLATIVE BILL 279

Approved by the Governor April 26, 2011

Introduced by Karpisek, 32; Janssen, 15.

FOR AN ACT relating to the Nebraska Liquor Control Act; to amend section 53-169.01, Reissue Revised Statutes of Nebraska; to change provisions regarding an interest in licensed wholesalers; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. Section 53-169.01, Reissue Revised Statutes of Nebraska, is amended to read:

53-169.01 ~~Ne~~ (1) (a) Except as otherwise provided in subsection (2) of this section, no manufacturer of alcoholic liquor holding a manufacturer's license under section 53-123.01 and no manufacturer of alcoholic liquor outside this state manufacturing alcoholic liquor, ~~except beer,~~ for distribution and sale within this state shall, directly or indirectly, as owner or part owner, or through a subsidiary or affiliate, or by any officer, director, or employee thereof, or by stock ownership, interlocking directors, trusteeship, loan, mortgage, or lien on any personal or real property, or as guarantor, endorser, or surety, be interested in the ownership, conduct, operation, or management of any ~~alcoholic liquor~~ wholesaler holding an alcoholic liquor wholesale license, ~~except beer,~~ under section 53-123.02 or a beer wholesale license under section 53-123.03.

~~Ne~~ (b) Except as otherwise provided in subsection (2) of this section, no manufacturer of alcoholic liquor holding a manufacturer's license under section 53-123.01 and no manufacturer of alcoholic liquor outside this state manufacturing alcoholic liquor, ~~except beer,~~ for distribution and sale within this state shall be interested directly or indirectly, as lessor or lessee, as owner or part owner, or through a subsidiary or affiliate, or by any officer, director, or employee thereof, or by stock ownership, interlocking directors, or trusteeship in the premises upon which the place of business of ~~an alcoholic liquor~~ a wholesaler holding an alcoholic liquor wholesale license, ~~except beer,~~ under section 53-123.02 or a beer wholesale license under section 53-123.03 is located, established, conducted, or operated in whole or in part unless such interest was acquired or became effective prior to April 17, 1947.

(2) A manufacturer of beer may acquire an ownership interest in a beer wholesaler, for a period not to exceed two years, upon the death or bankruptcy of the beer wholesaler with which the manufacturer is doing business or upon the beer wholesaler with which the manufacturer is doing business becoming ineligible to hold a license under section 53-125.

Sec. 2. Original section 53-169.01, Reissue Revised Statutes of Nebraska, is repealed.