

LEGISLATIVE BILL 780

Approved by the Governor March 14, 2012

Introduced by Smith, 14; Coash, 27; Hadley, 37; Harr, 8; Karpisek, 32; Loudon, 49; Mello, 5; Nordquist, 7.

FOR AN ACT relating to the Nebraska Liquor Control Act; to amend sections 53-103.05, 53-103.21, and 53-123.14, Reissue Revised Statutes of Nebraska; to redefine terms; to harmonize provisions; and to repeal the original sections.

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

Section 1. Section 53-103.05, Reissue Revised Statutes of Nebraska, is amended to read:

53-103.05 Brewpub means any restaurant or hotel which produces on its premises a maximum of ~~ten~~ twenty thousand barrels of beer per year.

Sec. 2. Section 53-103.21, Reissue Revised Statutes of Nebraska, is amended to read:

53-103.21 Microbrewery means any small brewery producing a maximum of ~~ten~~ twenty thousand barrels of beer per year.

Sec. 3. Section 53-123.14, Reissue Revised Statutes of Nebraska, is amended to read:

53-123.14 Any person who operates a craft brewery shall obtain a license pursuant to the Nebraska Liquor Control Act. A license to operate a craft brewery shall permit a brewpub or microbrewery to produce on the craft brewery premises a maximum of ~~ten~~ twenty thousand barrels of beer per year. A craft brewery may also sell to beer wholesalers for sale and distribution to licensed retailers. A craft brewery license issued pursuant to this section shall be the only license required by the Nebraska Liquor Control Act for the manufacture and retail sale of beer for consumption on or off the licensed premises, except that the sale of any beer other than beer manufactured by the craft brewery licensee, wine, or alcoholic liquor by the drink for consumption on the craft brewery premises shall require the appropriate retail license. Any license held by the operator of a craft brewery shall be subject to the act. A holder of a craft brewery license may obtain an annual catering license pursuant to section 53-124.12 or a special designated license pursuant to section 53-124.11.

Sec. 4. Original sections 53-103.05, 53-103.21, and 53-123.14, Reissue Revised Statutes of Nebraska, are repealed.