

LEGISLATURE OF NEBRASKA

ONE HUNDREDTH LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 180

Introduced By: Kruse, 13; Kopplin, 3; Lathrop, 12; McDonald, 41;
Nantkes, 46; Nelson, 6; Pahls, 31; Stuthman, 22;
Wallman, 30

Read first time: January 9, 2007

Committee: Judiciary

A BILL

1 FOR AN ACT relating to the Nebraska Liquor Control Act; to amend
2 section 53-167.03, Reissue Revised Statutes of Nebraska; to
3 change provisions relating to keg identification number
4 violations; and to repeal the original section.

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

1 Section 1. Section 53-167.03, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 53-167.03. (1) Any person who unlawfully tampers with,
4 alters, or removes the keg identification number from a beer container
5 or is in possession of a beer container described in section
6 53-167.02 with an altered or removed keg identification number after
7 such container has been taken from the licensed premises pursuant to
8 a retail sale and before its return to such licensed premises or other
9 place where returned kegs are accepted shall be guilty of a Class III
10 misdemeanor.

11 (2) A licensee may require a deposit of not more than the
12 replacement cost of the container described in section 53-167.02 from
13 a person purchasing beer for consumption off the premises. Such
14 deposit may be retained by the licensee, in the amount of actual
15 damages, if upon return the container or any associated equipment is
16 damaged or if the keg identification number has been unlawfully
17 tampered with, altered, or removed and such tampering, alteration, or
18 removal has been reported to a law enforcement officer.

19 Sec. 2. Original section 53-167.03, Reissue Revised Statutes
20 of Nebraska, is repealed.