

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 576

Introduced by Rogert, 16.

Read first time January 21, 2009

Committee: General Affairs

A BILL

1 FOR AN ACT relating to the Nebraska Liquor Control Act; to amend
2 section 53-186, Reissue Revised Statutes of Nebraska;
3 to provide for consumption and sale of liquor on real
4 property in the state park system; and to repeal the
5 original section.
6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 53-186, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 53-186 (1) Except as provided in subsection (2) or (3)
4 of this section, it shall be unlawful for any person to consume
5 alcoholic liquor upon property owned or controlled by the state
6 or any governmental subdivision thereof unless authorized by the
7 governing bodies having jurisdiction over such property.

8 ~~(2)~~ (2)(a) The commission may issue licenses for the sale
9 of alcoholic liquor at retail:

10 ~~(a)~~ (i) On lands owned by public power districts,
11 public power and irrigation districts, the Bureau of Reclamation,
12 or the Corps of Army Engineers; ~~(b)~~ ~~for~~

13 (ii) Except as otherwise provided in subsection (3) of
14 this section, for locations within or on structures on land owned
15 by the state, cities, or villages or on lands controlled by airport
16 authorities.

17 (b) The issuance of a license under this subsection shall
18 be subject to the consent of the local governing body having
19 jurisdiction over the site for which the license is requested as
20 provided in the Nebraska Liquor Control Act.

21 (3)(a) It shall be lawful to consume alcoholic liquor on
22 lands within the state park system established under section 37-339
23 subject to reasonable rules and regulations of the Game and Parks
24 Commission.

25 (b) The Nebraska Liquor Control Commission may issue

1 licenses for the sale of alcoholic liquor at retail and special
2 designated licenses for locations within or on structures on land
3 within the state park system. The Game and Parks Commission shall
4 be deemed the local governing body for purposes of the statutes,
5 rules, and regulations regarding issuance of a retailers license
6 and a special designated license.

7 Sec. 2. Original section 53-186, Reissue Revised Statutes
8 of Nebraska, is repealed.