

LEGISLATURE OF NEBRASKA
ONE HUNDRED SECOND LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 279
Final Reading

Introduced by Karpisek, 32; Janssen, 15.

Read first time January 11, 2011

Committee: General Affairs

A BILL

1 FOR AN ACT relating to the Nebraska Liquor Control Act; to amend
2 section 53-169.01, Reissue Revised Statutes of Nebraska;
3 to change provisions regarding an interest in licensed
4 wholesalers; and to repeal the original section.
5 Be it enacted by the people of the State of Nebraska,

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

3 53-169.01 ~~No—(1)(a)~~ Except as otherwise provided in
4 subsection (2) of this section, no manufacturer of alcoholic liquor
5 holding a manufacturer's license under section 53-123.01 and no
6 manufacturer of alcoholic liquor outside this state manufacturing
7 alcoholic liquor, ~~except beer,~~ for distribution and sale within this
8 state shall, directly or indirectly, as owner or part owner, or
9 through a subsidiary or affiliate, or by any officer, director, or
10 employee thereof, or by stock ownership, interlocking directors,
11 trusteeship, loan, mortgage, or lien on any personal or real
12 property, or as guarantor, endorser, or surety, be interested in the
13 ownership, conduct, operation, or management of any ~~alcoholic liquor~~
14 wholesaler holding an alcoholic liquor wholesale license, ~~except~~
15 ~~beer,~~ under section 53-123.02 or a beer wholesale license under
16 section 53-123.03.

17 ~~No—(b)~~ Except as otherwise provided in subsection (2) of
18 this section, no manufacturer of alcoholic liquor holding a
19 manufacturer's license under section 53-123.01 and no manufacturer of
20 alcoholic liquor outside this state manufacturing alcoholic liquor,
21 ~~except beer,~~ for distribution and sale within this state shall be
22 interested directly or indirectly, as lessor or lessee, as owner or
23 part owner, or through a subsidiary or affiliate, or by any officer,
24 director, or employee thereof, or by stock ownership, interlocking
25 directors, or trusteeship in the premises upon which the place of

1 business of ~~an alcoholic liquor~~ a wholesaler holding an alcoholic
2 liquor wholesale license, ~~except beer~~, under section 53-123.02 or a
3 beer wholesale license under section 53-123.03 is located,
4 established, conducted, or operated in whole or in part unless such
5 interest was acquired or became effective prior to April 17, 1947.

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

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