

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

FIRST SESSION

**LEGISLATIVE BILL 336**

Introduced by Karpisek, 32.

Read first time January 12, 2011

Committee: General Affairs

A BILL

1 FOR AN ACT relating to the Nebraska Liquor Control Commission; to  
2 amend section 53-110, Reissue Revised Statutes of  
3 Nebraska; to authorize employment by staff of the  
4 commission as prescribed; and to repeal the original  
5 section.  
6 Be it enacted by the people of the State of Nebraska,

1           Section 1. Section 53-110, Reissue Revised Statutes of  
2 Nebraska, is amended to read:

3           53-110 (1) No person shall be appointed as a  
4 commissioner, the executive director of the commission, or an  
5 employee of the commission who is not a citizen of the United States  
6 and who has not resided within the State of Nebraska successively for  
7 two years next preceding the date of his or her appointment.

8           (2) No person ~~(1)-(a)~~ convicted of or who has pleaded  
9 guilty to a felony or any violation of any federal or state law  
10 concerning the manufacture or sale of alcoholic liquor prior or  
11 subsequent to the passage of the Nebraska Liquor Control Act, ~~(2)-(b)~~  
12 who has paid a fine or penalty in settlement of any prosecution  
13 against him or her for any violation of such laws, or ~~(3)-(c)~~ who has  
14 forfeited his or her bond to appear in court to answer charges for  
15 any such violation shall be appointed commissioner.

16           (3)(a) Except as otherwise provided in subdivision (b) of  
17 this subsection, no ~~No~~ commissioner or employee of the commission  
18 may, directly or indirectly, individually, as a member of a  
19 partnership, as a member of a limited liability company, or as a  
20 shareholder of a corporation, have any interest whatsoever in the  
21 manufacture, sale, or distribution of alcoholic liquor, receive any  
22 compensation or profit from such manufacture, sale, or distribution,  
23 or have any interest whatsoever in the purchases or sales made by the  
24 persons authorized by the act to purchase or to sell alcoholic  
25 liquor.

1                   (b) With the written approval of the executive director,  
2 an employee of the commission, other than the executive director or a  
3 division manager, may accept part-time or seasonal employment with a  
4 person licensed or regulated by the commission.

5                   (4) This section shall not prevent any commissioner, the  
6 executive director, or any employee from purchasing and keeping in  
7 his or her possession for the use of himself, herself, or members of  
8 his or her family or guests any alcoholic liquor which may be  
9 purchased or kept by any person pursuant to the act.

10                   Sec. 2. Original section 53-110, Reissue Revised Statutes  
11 of Nebraska, is repealed.