

AMENDMENTS TO LB 861

(Amendments to Standing Committee amendments, AM2140)

Introduced by Coash, 27.

1 1. Insert the following new sections:

2 Sec. 3. Section 9-647, Reissue Revised Statutes of
3 Nebraska, is amended to read:

4 9-647 No lottery shall be conducted between the hours of
5 1 a.m. and 6 a.m., except that if alcoholic liquor is allowed to
6 be sold later than 1 a.m. pursuant to a vote under subdivision
7 (1) (b) of section 53-179, no lottery shall be conducted between the
8 hour established pursuant to such vote and 6 a.m. within the area
9 affected by the vote.

10 Sec. 77. Section 53-179, Reissue Revised Statutes of
11 Nebraska, is amended to read:

12 53-179 (1) No alcoholic liquor, including beer, shall be
13 sold at retail or dispensed on any day between the hours of 1 a.m.
14 and 6 a.m., except that the ~~The~~ local governing body of any city
15 or village with respect to area inside the corporate limits of such
16 city or village, or the county board with respect to area outside
17 the corporate limits of any city or village, may by ordinance or
18 resolution (a) require closing prior to 1 a.m. on any day or (b)
19 if adopted by a vote of at least sixty percent of the members
20 of such local governing body or county board, permit retail sale
21 or dispensing of alcoholic liquor for consumption on the premises,
22 excluding sales for consumption off the premises, later than 1 a.m.

1 and prior to 2 a.m. on any day.

2 (2) Except as provided for and allowed by ordinance of a
3 local governing body applicable to area inside the corporate limits
4 of a city or village or by resolution of a county board applicable
5 to area inside such county and outside the corporate limits of any
6 city or village, no alcoholic liquor, including beer, shall be sold
7 at retail or dispensed between the hours of 6 a.m. Sunday and 1
8 a.m. Monday. No ordinance or resolution allowed by this subsection
9 shall permit alcoholic liquor, other than beer and wine, to be
10 sold at retail or dispensed between the hours of 6 a.m. Sunday
11 and 12 noon Sunday. This subsection shall not apply after 12 noon
12 on Sunday to a licensee which is a nonprofit corporation and the
13 holder of a Class C license or a Class I license.

14 (3) It shall be unlawful on property licensed to sell
15 alcoholic liquor at retail to allow alcoholic liquor in open
16 containers to remain or be in possession or control of any person
17 for purposes of consumption between the hours of ~~1:15 a.m.~~ fifteen
18 minutes after the closing hour applicable to the licensed premises
19 and 6 a.m. on any day. ~~When any city or village provides by~~
20 ~~ordinance or any county provides by resolution for an earlier~~
21 ~~closing hour, the provisions of this subsection shall become~~
22 ~~effective fifteen minutes after such closing hour instead of 1:15~~
23 ~~a.m.~~

24 (4) Nothing in this section shall prohibit licensed
25 premises from being open for other business on days and hours
26 during which the sale or dispensing of alcoholic liquor is
27 prohibited by this section.

- 1 2. Renumber the remaining sections and correct internal
- 2 references and the repealer accordingly.