

that will be up to the commission. We have eliminated the provision that requires retailers to notify law enforcement if a key is returned to them with the tag removed, which carried a penalty of a Class III misdemeanor if they failed to notify law enforcement. However, by incorporating Senator Beutler's amendment into this amendment, the licensee would still be required to report to law enforcement that the tag was tampered, altered or removed if the licensee desires to keep the keg deposit. Third, we have clarified Section 4 of the bill so that it reads, any person who unlawfully tampers with, alters or removes a keg identification number from a beer container after such container has been taken from the licensed premises pursuant to retail sale and before its return to its licensed premises or other place where returned kegs are accepted shall be guilty of a Class III misdemeanor. Fourth, we have incorporated that section of Senator Beutler's amendment that makes the provision of retention of the deposit permissive. They may or may not keep the deposit. Rather than mandatory and by limiting the retention to the amount of actual damage or to...retained by the licensee only, if the licensee reports the unlawful tampering, altering or removing of the identification label to a law enforcement officer. Fifth, we have added the emergency clause so that the Liquor Control Commission will have the opportunity to send out notices to its licensee's by August 1, 1993. This amendment becomes the bill. I have another amendment that supposedly satisfies another person on the bill, so I ask for your approval of my amendment to LB 332.

**SPEAKER BAACK:** Discussion on the amendment by Senator Haberman. Senator Schellpeper.

**SENATOR SCHELLPEPER:** Thank you, Mr. Speaker and members. I'd like to ask Senator Haberman a question, if I might. Would you explain...

**SPEAKER BAACK:** Senator Haberman, would you respond?

**SENATOR HABERMAN:** Sure.

**SENATOR SCHELLPEPER:** Senator Haberman, would you explain what you mean by putting a sticker or something on the kegs, please.

**SENATOR HABERMAN:** I have here what the State of Washington uses for identifying their kegs, and this program has been very, very well accepted and a deterrent in the State of Washington. They