

had generally result from some careless practice in a restaurant and to subject these groups to that kind of regulation I think is not reasonable. I don't think that they need the power at all but at the present time we have agreed to that part of it but at least the fees will not be a commercial fee and I think we've had some agreement from the Department of Agriculture that maybe they were a little too aggressive in their inspections. I'm afraid that anybody that has the power to regulate is somehow feels that they must regulate and I guess we're all inclined to exercise power and I'm afraid this many times happens with these inspectors that come out to these stands. Again, I say I don't think that the regulation is at all necessary but this time this is probably the best we can get and we have had some assurances that probably the pies would be allowed to be baked in the homes. I urge you to support this bill.

SPEAKER MARVEL: The Chair recognizes Senator Vickers.

SENATOR VICKERS: Mr. President, members, I wonder if Senator Schmit would respond to a question, please.

SPEAKER MARVEL: Senator Schmit.

SENATOR SCHMIT: Yes, we yield.

SENATOR VICKERS: Yes, Senator Schmit, I'm trying to frantically look through this. As I understand the committee amendments, does it apply to...would there be a permit required from a fraternal organization like an Elks Club that had a food operation within its organization that operated on a continuous basis? Would there be a permit, as a restaurant, would there be a permit required for that?

SENATOR SCHMIT: Well, Senator, if they are in Lincoln or Omaha they would. I'm not sure if they would outside the state or not, in outstate Nebraska. I believe they would though.

SENATOR VICKERS: Well as I read the language and it is in the existing statutes as I understand it, they undoubtedly on page 12 of Request #2679 at the top of the page, subsection 6, it would seem to indicate that schools, hospitals, nursing homes, our own cafeteria here in the capitol perhaps, wouldn't require a permit. Would that be correct? Is that correct?

SENATOR SCHMIT: That exempts them from the fees, Senator Vickers, but they still have to have the permit.

SENATOR VICKERS: Oh, they do? They still have to have their license