

have, I just want a clarification for myself. Your amendment basically would say that LB 48 as it now stands, smokeless tobacco, you cannot give a sample to an adult or a minor; your amendment would say we're going to cover all the tobacco industry, cigars, cigarettes and so on. Is that correct?

SENATOR MOORE: Yes, all tobacco products.

SENATOR BERNARD-STEVENS: Okay. Mr. Speaker, members of the body, I rise in support of the Moore amendment and I would suspect that the Dental Association would be right behind me in that support. I'm kind of surprised that Senator Dierks is not right behind me in that support because of the hypocrisy that the body is, in fact, engaging in and probably would have gotten me onto the bill in the very, very beginning. The hypocrisy is in my view, and it is just in my view, that you have an industry whose product we don't like so all of a sudden we're going to say that they can't give away a sample. Now, members of the body, also understand what LB 48 does. LB 48 says, you know, there is an industry we don't like of their product; not only are we going to say that they can't give a free sample and supposedly that means that people won't get it now, but it also says that they can't sell below nominal costs. An industry that we don't like the product, we're going to say you can't sell for one-cent sale, you can't have a cent below nominal costs. Where are we going to draw the line? Where is pornography in here? Where is some of the illegal things that are in society in here? We're picking on one particular thing because we don't like it. That's not good policy. Now good policy would be what Senator Moore I believe is trying to do, say, okay, if it's a bad substance because it is causing bad things to happen to good people, let's don't be hypocritical here and take a small portion that affects maybe 38 out of 2,300, let's cover all 2,300. If cigarettes are bad, then let's keep it from illegal sampling for going on from cigarettes. So if Senator Schmit has a cigar and he wants to give someone a cigar on the legislative floor, that's illegal. If somebody has a pipe and they are going to share... Senator Landis is going to share some of his tobacco and his pipe with a member of the body or someone else, let's make that illegal because we know that that practice could cause and probably does cause cancer. Let's be up front and do it right. But Senator Dierks is saying, I don't know if I want to do that because it may kill the bill. I have a hard time with that, ladies and gentlemen, people here in the body, I have a hard time. Let's go ahead and pick on a little guy, a