

January 31, 1992 LB 130

are serious about this, if we really do want to stop 11-year olds and 7-year olds and 13-year olds from easy access to vending machines, then ought we not to make it across the board; ought we not to make it apply to the small town bars in establishments where children go after school at night. Either it is good public policy or it is not good public policy, and I submit to you that it is good public policy. And I will submit to you today also that children do have easy access to these machines. As we speak here this morning on this bill, there is going to be a press conference, I have learned, at ten-thirty this morning that GASP is having, and I don't know all the details of that press conference but I know that there were two 11-year olds and a 7-year old that were accompanied by adults last night that did a sting, if you will call it, operation in Omaha, and those 11 and 7-year olds bought 26 packs of cigarettes, 11 and 7. Now is that the kind of public policy that we want. I am not asking you today to consider whether we should make tobacco illegal, whether we should try to keep adults from smoking. All I am asking you today is to reconsider the vote that you took the other day and say that minors should not have easy access and that we should strengthen this bill by deleting the Moore amendment. Thank you very much.

PRESIDENT MOUL: Thank you, Senator Schimek. I will now recognize Senator Haberman followed by Senators Moore and Robak. Senator Haberman.

SENATOR HABERMAN: Senator Schimek, would you reply to a couple of questions, please.

SENATOR SCHIMEK: Thank you.

SENATOR HABERMAN: I am sure you are aware that, what is it, 18-years old, you have to be 18, do you have to be 18-years old to purchase cigarettes legally? That is correct.

SENATOR SCHIMEK: That is correct.

SENATOR HABERMAN: And I believe the statutes say that even have possession of cigarettes is a violation of the law, is this not correct?

SENATOR SCHIMEK: I don't believe so, Senator. I don't think so.