

CLERK: Madam President, Senator Schimek would move to amend. Senator, AM2805. (The Schimek amendment appears on page 1340 of the Legislative Journal.)

PRESIDENT MOUL: Senator Schimek.

SENATOR SCHIMEK: Yes, thank you, Madam President, and members of the body, the amendment, 2805, is on your desk and it is an amendment which attempts to clarify where exactly cigarettes can be sold in the liquor establishment. And the amendment says when such machines or devices are located in the same room in which the alcoholic liquor is dispensed. That would...that is an attempt to put the cigarette vending machines right in the bar itself. Rather than trying to describe a certain distance from the bar, it just simply says in the room itself. And that is...the purpose of this amendment, of course, is that...to ensure that it will be within the vision of whomever is at the bar so that there is some regulation of who can buy those cigarettes. Now I have been given several examples of restaurants, for instance, where the vending machines might be in the cloakroom, the Renaissance restaurants, for instance, at the Cornhusker is a good example of this. The vending machine is in the cloakroom, it is outside of the restaurant. It is fully accessible to the public from the hallways of the hotel itself. So what this would do, this amendment would say, no, you can't put it in the cloakroom, it has to be in the room where the liquor is dispensed. So, with that, I would simply move the amendment.

PRESIDENT MOUL: Thank you, Senator Schimek. Senator Moore.

SENATOR MOORE: Madam President and members, as Senator Schimek and I visited last week about this amendment, and so was certainly aware that it was coming though it was not printed and Senator Schimek passed it out today. It's one of those amendments that I certainly can agree with the intent of the amendment. I know what Senator Schimek is trying to do. I certainly share some of those concerns about, will a vending machine be allowed to be put back in the alley by the...back in the hallway by the restroom or in the entryway where no one can see them. And I agree with Senator Schimek, if there's a way to try and limit those places out of this bill, I would like to try and find a way to do that. As of yet, I don't think we've found a reasonable way to accomplish that. I think Senator Schimek's