

Trustees of the Nebraska State Colleges. You know, it...I think there are problems there. I'd also point out that there are other problems, as I read the bill, and maybe I could be corrected, that deal in the area of, and I am thinking of up around in Section 1, lines 5, 6, and 7, and then again on Section 2, lines 10 and 11. We talk about prohibiting smoking in buildings, vehicles owned, leased, or occupied by the state. That's the intent language in Section 1. Then you go to Section 2, which is the prohibition section, which outlaws the use of this, and it says smoking is prohibited in all vehicles and in all buildings and areas within 10 feet, now with adoption of the committee amendments, of the entrances to such buildings, or any portion thereof, owned, leased, or occupied by the state. Now as long as that's clear that the portion that would be prohibited from smoking would be the portions of that property that is leased or occupied by the state, because to somehow think that we are going to be able to pass, because if you look at the intent language up above where it says occupied by the state,....

SPEAKER WITHEM: One minute.

SENATOR HALL: ...there is a clear difference there and I am hoping that that language in Section 2 clarifies that if we should lease space in a building, as we do in Lincoln in many buildings, and we only lease a portion of it from a private lessor, we cannot dictate the terms of that entire building. Those individual lessees have contracts with those lessors and they can determine whether or not they are going to allow smoking or not I would guess depending upon the makeup of the lease. But now that I think needs to be clarified. If it is clear enough, that's fine, but the two conflict somewhat and maybe that's not a problem, because one is in the prohibition section, the other is in the intent language. But I think that they probably ought to be uniform to some degree. With regard to Senator Schimek's amendment, I just think the issue of providing a ventilated room...

SPEAKER WITHEM: Time. Senator Wesely, on the Schimek amendment.

SENATOR WESELY: Thank you, Mr. Speaker, memblers. I rise and split the difference between Senator Hall and Senator Preister with my 170 pounds and hope that this amendment might be a compromise on this piece of legislation. Senator Landis once