

February 14, 1995 LB 121

amendment is from Senator Bohlke.

PRESIDENT ROBAK: Senator Bohlke is not here.

ASSISTANT CLERK: In that case, the next amendment I have is from Senator Chambers who has also not arrived, Madam President.

PRESIDENT ROBAK: Is there anything further on the bill?

ASSISTANT CLERK: I have nothing further on the bill.

PRESIDENT ROBAK: We return then to a discussion of LB 121 in its current form. The Chair recognizes Senator Beutler.

SENATOR BEUTLER: Senator Preister, some questions, if I may, with regard to the relationship of this new bill to the Clean Indoor Act which we already have in our law. I think we need to pay a little attention to the coordination of the Indoor Air Act with this particular bill because there are some aspects of it that overlap and at least get some legislative intent on the record with respect to how those two bills will operate. Senator, Section 71-57. Senator Preister, I wanted to have some discussions with you with regard to the relationship of the Clean Indoor Air Act to this particular legislation to see if we have things straight in terms of what happens in particular situations. And I wanted to start out with the penalty provisions and your view as to which penalty provisions might apply in a particular instance. 71-5707 of the Clean Indoor Air Act says that no person shall smoke in a public place or at a public meeting except in designated smoking areas. It seemed to me that there might...there there is some overlap between public place as defined in the Clean Indoor Air Act and some of the exceptions and some of the provisions of this new law. Would you agree with that? In the sense...

PRESIDENT ROBAK: Senator Preister.

SENATOR BEUTLER: ...in the sense that a public place, under the Clean Indoor Air Act, means any enclosed indoor area used by the general public or serving as a place of work. That definition would include some of the public facilities that you are regulating in this bill. Isn't that accurate?

SENATOR PREISTER: Thank you, Honorable President. Senator Beutler, yes, I will answer your questions. I don't know if I