

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office
FLOOR DEBATE

March 8, 2004

LB 906

the point I wanted to raise.

SENATOR STUHR: Yes.

SENATOR CHAMBERS: Of what value is this bill in stopping the kinds of things that some parents may be concerned about, not those whose child will just go to a tattoo parlor but someplace else? Let's say that I do not have a license but I use a room in my house to do this and I have all of the equipment and I'm doing this. Can they go to court and shut me down? Is there anything that authorizes them to do that?

SENATOR STUHR: Well, yes, they could. Excuse me. I believe they could, Senator Chambers, because you would be acting as if you were in business and as if you had a license to perform this kind of procedure.

SENATOR CHAMBERS: Is there anything in the law that authorizes them to shut me down? They can't just assume that authority themselves, can they? And who are the "they" we're talking about? Who would shut me down or try to stop me from doing that? Don't say the Omaha Police, because that's bad news.

SENATOR STUHR: Do you want me to respond?

SENATOR CHAMBERS: Yes, because we're on your time. Yes.

SENATOR STUHR: Okay, yes. Health and Human Services, is my understanding that they, I mean, they will...they will...they are the department that we talk about. The Cosmetology Board is going to do the regulating for this, for this body art. But you would be reported to Health and Human Services.

SENATOR CHAMBERS: Okay. So they...the tattletale runs and says, teacher, Ernie doesn't have a license and he's marking people. Then what does the teacher say? (slapping hands) Ernie, you stop that. And I put my hands on my hips and I shake my head and say, I ain't a gonna do it. Then what? What, in other words, does Health and Human Services...what authority do they have? Can they shut be down in my house, or do they have to go to court through the Attorney General? Here comes help