area. If you are a bar that has limited food service, packaged
food, that sort of thing, you are not under the current Clean
Indoor Air Act.   This doesn't change any of that.   That's
already the law.   That's already enforced by the department.
What it does is say if you are a restaurant as already defined
in state law, that you must be nonsmoking in your entirety.
That's the difference here.   So I'm going to say that one more
time.

SENATOR CUDABACK PRESIDING

SENATOR CUDABACK: One minute.

SENATOR THOMPSON: There already is, within Nebraska law, law
governing bars and restaurants, and for purposes of the Clean
Indoor Air Act, if you have food service you are a...under the
restaurant section of the law already and must provide a
nonsmoking area.   If you are...have a limited food service, if
you are serving packaged stuff, you're not under the current
Clean Indoor Air Act.   That...we do not change that in any way.
That's just the way it already is.   Thank you.

SENATOR CUDABACK: Thank you, Senator Thompson.   Further
discussion? Senator Kruse.

SENATOR KRUSE: Thank you, Mr. President and members.   I stand
in support of the bill and of the amendment.   I am listening
carefully to the debate and one piece of it really is amazing
and that is that these are businesses free to operate in the way
that they choose; that we're a free country and they can choose
whether or not to have smoking, even as we grant that secondhand
smoke is a serious health problem.   Well, hello.   These
businesses, take a restaurant, cannot decide how hot their water
is going to be on the washing of dishes.   It certainly would
save a restaurant a lot of money not to heat the water that's
going to wash these dishes and, frankly, the customers that come
there are never going to know the difference, never going to
know the difference.   And I don't see that it's a huge health
problem, really.   There are going to be a lot more people die
from secondhand smoke than from cold water wash.   However, that
business doesn't have the choice of doing that.   A business