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April 13, 2005 LB 480

support where keno is played. And...but they would still...the amendment doesn't change that. Senator Synowiecki, one of the concerns that we have, because we looked at this before, is how do you define a bar that doesn't have pickle cards, under your amendment? What do they become in terms of definition?

SENATOR CUDABACK: Senator, are you asking a question, Senator Thompson?

SENATOR THOMPSON: Yes, please.

SENATOR CUDABACK: Senator Synowiecki.

SENATOR SYNOWIECKI: The definition of a bar would be, as is stated in the amendment, that they would be a liquor retailer...for purposes of the exemptions, they would be a retailer and have pickle cards and/or keno. If they did not have pickle cards and/or keno, they would not fit the definition of a bar, and therefore they would fall under the auspices of LB 480.

SENATOR THOMPSON: Which would be if they serve food, they would be under the Clean Indoor Air Act as they currently are.

SENATOR SYNOWIECKI: Senator Thompson, as I understand the amendment that I presented, it takes out the contingencies relative to food for purposes of the definition of a bar and centers it solely on whether or not there is a pickle card operation and/or keno operation within the facility. It does not go into the aspect of food preparation or nonpreparation, as I think Senator Janssen spoke many times on the issues of defining what is and isn't food preparation. So we take that out of the equation in an effort to be a little bit more simplistic and in an effort to provide a better level of interpretation relative to the bill.

SENATOR THOMPSON: So you're...just for purposes of clarification, I want to make sure then that any bar that serves food, even if they...that is not selling pickles, not keno, then would still be under LB 480 and have to become smoke-free.