

cases are judged on a reasonableness standard, and you people in the profession of law understand that. So that reasonableness does come into play with all of these cases. I do think that we have got a bill that makes...is much more viable and I think that the amendment that Senator Chizek has tendered is important to it. I think we should go ahead and do this for our students, and I urge your support of the amendment and your support of the bill. Thank you.

SPEAKER BAACK: Thank you, Mr. Chairman. Mr. Clerk, an amendment to the amendment.

CLERK: Mr. President, Senator Withem would move to amend Senator Chizek's amendment. (Read FA232 on page 410 of the Legislative Journal.)

SPEAKER BAACK: Senator Withem.

SENATOR WITHEM: Yes, Mr. Speaker, members of the body, this is something that came to my mind in reviewing the language of the bill and hearing the exchange between Senators Bernard-Stevens and Chizek. In reference to this term "contractor" here, there are any number of people with whom a school district will contract for services that never see children. A building contractor doing a remodel of a project during the summer months, somebody contracted to haul materials for the school district over the summer months, any number of contracts in which they may be involved, and it seems like a bit of an onerous burden on those individuals to go through some criminal background check. On the other hand visiting with the people from the Omaha Public School system, the reason this term "contractor" is in here is because they contract for bus services, and bus drivers, whether they are employees of the school district, or whether they are employees of a contractor who contracts for that service, have in the past been subject to some of these problems, particularly one in my own school district. So I think this is a relatively clarifying amendment. I visited, as I have indicated, with the people from the Omaha Public Schools, who seem to have the most interest in this. I visited briefly with Senator Chizek about this amendment. I think it really clarifies the intent of what the amendment is attempting to apply to, to whom the amendment is meant to apply, without broadening it out to the point where it becomes kind of an onerous burden of doing any sort of business with a school district to have yourself and your employees subject to criminal