

January 10, 1984

LB 478, 944-951

Legislative Journal.) New bills, Mr. President. (Read LB 944-951 by title for the first time as found on pages 343-345 of the Legislative Journal.)

Mr. President, LB 478 was a bill introduced by the Performance Review and Audit Committee. (Read.) The bill was read on January 19th. It was referred to the Government Committee for hearing. The bill was advanced to General File, Mr. President. There are committee amendments pending.

SPEAKER NICHOL: Senator Landis, are you going to take those amendments?

SENATOR LANDIS: Mr. Speaker, members of the Legislature, LB 478 is part of the sunset review process. This one happens to be for the Board of Examiners of Land Surveyors. The basic law of land surveyors has been relatively long-standing and unchanged for many years before this review by the Performance and Review Committee. The bill itself strikes the sunset termination. In other words the board would continue in place. It adds a lay member to the board. It introduces the element of fifteen hours of continuing education annually and strikes two of the existing licensure requirements. The committee amendments on the other hand reinstate one of those licensure requirements, that being a high school education which is waiveable by the board in the event that there is some special circumstance. Additionally rules for the lay member are more explicitly given. The lay member, based on the testimony given in the committee, would probably not be in a position to judge well the professional competence of a land surveyor, a land surveying being a relatively technical task, and while the lay member would be on the board for its administrative duties with respect to hearings on the professional competence of surveyors, the lay member would not be a voting member. The language that exists now that an individual be of good moral character was stricken based simply because that is hard to interpret. It certainly opened a question and there is no guideline given as to what that may be. Lastly, the new language which directs the board to define conflicts of interest, fraud, deceit, negligence, incompetence and misconduct has been stricken by the committee. I move the acceptance of the committee