

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
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FLOOR DEBATE

February 5, 2002 LB 436

SENATOR DIERKS: Thank you, Mr. Speaker. Members of the Legislature, we are aware, of course, of the amendment, and we...we support it. As Senator Chambers has pointed out, he's found several points in the bill where a potential delegation issue arises by incorporating into our statutes references to federal laws and regulations that may be transitory. Without the clarification that Senator Chambers is bringing to this bill, we inadvertently acquiesce to changes in our law that result from changes in the federal law. I appreciate Senator Chambers' diligence. And I urge you to support the amendment. Thank you.

SPEAKER KRISTENSEN: Further debate? Senator Chambers, you're recognized to close. He waives that opportunity. The question before the body is the adoption of the Chambers amendment. All in favor say aye...or vote aye; all those opposed vote nay. Record.

CLERK: 27 ayes, 0 nays, Mr. President, on the adoption Senator Chambers' amendment.

SPEAKER KRISTENSEN: Amendment is adopted.

CLERK: Mr. President, Senator Dierks would move to amend, AM2529. (Legislative Journal page 483.)

SPEAKER KRISTENSEN: Senator Dierks, you're recognized to open.

SENATOR DIERKS: Thank you, Mr. Speaker. This amendment adds some clarity on various provisions that had been brought to my attention by Senator Beutler and others. I think the amendment improves the bill by adding precision and legislative direction in certain instances. And I would urge the body's adoption of the amendment. The first part of the amendment pertains to the provision in the bill amending 2-2625, which contains the preemption of local regulation. The original bill provided that the department may delegate its authority for matters relating to pesticide disposal to political subdivisions. This particular provision came about because of an incident involving a lawn-care company that was improperly dumping the "rinsates" in which the local health department had more people readily