

March 22, 1979

LB 94

CLERK: Roll call vote taken. (See page 1056, Legislative Journal.) 21 ayes, 20 nays, Mr. President.

SPEAKER MARVEL: Motion lost. We have one other motion on the desk before time is up. The Clerk will read the motion.

CLERK: Mr. President, Senator Fowler moves to return LB 94 and all pending amendments to the Public Health Committee.

SPEAKER MARVEL: The Chair recognizes Senator Fowler.

SENATOR FOWLER: Well, if I interpret accurately the mood and comments of this Legislature, the feeling is that these amendments should be given more consideration and opportunity for public hearing, and after discovering that in fact this board will not terminate July 1, 1979 actually but will be around for another full year performing all its functions, it seems to me that there is no problem in sending this back to a committee for hearing. Now I chose Public Health because that is the one that had the original hearing. If they consider themselves too busy or care not to address this issue again, I certainly would be willing to choose another committee for it to look at. If Senator Cullan prefers not to have to deal with this issue in his committee, again that is fine because certainly I respect that they have a lot of work that they are doing, the certificate of need legislation and other issues, so that I am open to amendments to send it to another committee if there is another committee that wants to work in this area. Now I must, as a member of the Appropriations Committee, the committee that starts this process, now I think it is unfortunate that, and I feel bad, that I did not spend more time addressing the Federal Trade Commission report that Senator Chambers has found time to read and it is too bad that the sunset process did not bring these issues out to begin with but that is past history, and just because we failed maybe to address those questions in the sunset process initially is no reason to say that, well, that this bill must continue on. The issues have been raised. Senator Chambers has pointed out a number of issues that should be addressed. This Legislature says we need more time to look at them and I will agree with that and that time is there. There is a year and a half before the morticians board goes out of existence and certainly that is enough time for public hearing to consider to either pass this bill at the end of this session still or even at the start of the next session with the emergency clause. So I would move to return this bill and all pending amendments to the Public Health and