

SPEAKER MARVEL: The motion is carried and the bill is advanced. The next bill is LB 649.

CLERK: Mr. President, LB 649 offered by the Administrative Rules and Regulations Committee and signed by its members. (Read title). The bill was read on January 6 of this year. It was referred to the Administrative Rules Committee for public hearing. The bill was advanced to General File, Mr. President.

SPEAKER MARVEL: Senator Vard Johnson, do you want to explain the bill and then move to advance it?

SENATOR V. JOHNSON: Mr. Speaker and members of the body, I would hope that you would listen to the presentation on this particular legislative bill because this will be the first presentation that has been made on the floor of the Legislature with respect to a matter that has been in our statutes for some time. This is a fairly unique situation. What legislative bill 649 does is it repeals regulations that were adopted last year by the Board of Public Roads Classifications and Standards. Now in 1980 this Legislature passed LB 873 which added one additional classification for highways in the State of Nebraska, and that classification was for scenic recreation roads. It was a new highway classification. After we passed LB 873 in 1980, the Board of Public Roads Classifications and Standards held hearings to determine how this new classification should be implemented through the regulatory process. Following the hearings by the Board of Public Roads Classifications and Standards they adopted regulations concerning which roads could then be designated as scenic recreation roads. Our committee i.e. the Administrative Rules and Regulations Review Committee received a complaint from Senators Hoagland and Beyer in which those two Senators claimed that the regulations adopted by the Board of Public Roads Classifications and Standards Committee did not comport with LB 873. They were beyond LB 873. They did not deal with the intent of the Legislature. Now the Administrative Rules and Regulations Review Committee held a public hearing last summer. We held it in Schramm Park which as you may know is where the Omaha World Herald's fish display is. It is a nice park by Bretna outside of Omaha. We held it there because one of the scenic roads to be affected by the regulations is Highway 31 which goes by the old fish hatchery. The committee took considerable public testimony with respect to what was the intent behind LB 873 and in addition what was the intent behind the regulations. The committee concluded that it was absolutely true, as Senators Beyer and Hoagland pointed out, that the regulations did not conform