

February 5, 1991 LB 22

policy established by this Legislature. I would rather be overinformed than to be told what some bureaucrat wants me to know. So I have some concern with the whole idea of this, the previous bill and this one.

SENATOR MORRISSEY: One minute.

SENATOR LYNCH: I just called my staff, in fact, and told Lauri and Norma to notify the agencies that I want to get it all, especially now as a member of the Appropriations Committee, I'd be curious to know what kind of rules and regulations are being changed, especially as it applies to the policy for spending. So in the process of saving a thousand or two, I am curious and concerned that we might be tripping over dollars saving pennies. Thanks.

SENATOR MORRISSEY: Thank you, Senator Lynch. Anyone else care to speak to the committee amendments? Senator Conway, to close on the committee amendments. Senator Conway waives closing. We will now vote on the committee amendments to LB 22. All in favor vote aye, opposed vote nay. Have you all voted? Record, Mr. Clerk.

ASSISTANT CLERK: 30 ayes, 0 nays on the committee amendments, Mr. President.

SENATOR MORRISSEY: The committee amendments are adopted. To open on LB 22, Senator Coordsen.

SENATOR COORDSEN: Thank you, Mr. Speaker, members of the body. Senator Lynch is right, Senator Bernard-Stevens is right, I believe this bill is right. Historically, at least as long as this nation has been around, there has been a constitutional division of powers in that the legislative bodies have been in power to enact the laws and the executive branch to enforce the laws and the judiciary to interpret and further enforce, or a pattern something like that. Throughout all of this time, I think that in most legislative bodies, there has been a certain amount of discomfort with the necessary redelegation of the right to create law from the legislative branch to the executive branch by allowing the, and the necessary, writing of rules and regulations by government agencies to enforce state law to comply with federal law, whatever the reason for doing that might be. On the very face of it, the mere writing of rules and regulations is unconstitutional. I suppose an argument could be