

March 29, 1979

LB 427

national standardized examinations and a number of other things. You also make some fee changes relative to exams. So those are the major parts of LB 427, again, brought to us by the Department of Health by Mr. Higley to make a number of changes with respect to the operation of the examining boards of the State of Nebraska.

SENATOR NICHOL: Senator Duis, did you wish to speak to the bill?

SENATOR DUIS: Yes, Mr. President, I would like to have Senator Cullan's attention if I might.

SENATOR NICHOL: Senator Cullan.

SENATOR DUIS: Senator Cullan, we in the past had, and I shouldn't say problems, we have had some questions come up from time to time, relative to the rules and regulations of the State Health Department. Now am I correct in looking this piece of legislation over that they again have the authority of rule and regulation?

SENATOR CULLAN: This does give them...clarify their rule and regulatory authority.

SENATOR DUIS: Would you be acceptable to a thought that I might visit with you between now and Select File that it might be possible to amend this bill so that the rules and regulations of the Department of Health come directly from the Director of the Department of Health instead of from all of the subdivisions of the Department of Health?

SENATOR CULLAN: I am not sure. I would have to visit with you, Senator. I am not sure what I think of that until I get a chance to figure out what the effect is.

SENATOR DUIS: Let me go into it just for a moment and I won't delay you long enough to hurt your bill here. What I am interested in here is, for instance, we had a problem with a rule and regulation of the Health Department put out by the Examining Board that affected the way to dispose by cremation of a body that had a communicable disease. It merely said that the rule and regulation...that it had to be sealed in a hermetically sealed container and we have had a problem. We have gone back and forth and back and forth, and by what they tell us from one department, one part of the department, that they make the rule and regulation, but when we get to the head, they don't know. What I am trying to say here, would you please think over in the next few