

SENATOR LAMB: My only response would be that there was no call for the division of the question on the committee amendments and there was a call for a division of the question on the amendments to the committee amendments. So, therefore, I fail to see the logic in the Chair's ruling, however, I will not press it.

SPEAKER MARVEL: Well, I have a suggestion, Senator Lamb. My suggestion is that if the amendments to the committee amendments are adopted, then you are certainly within your rights to proceed to either strike or change the amendments to the amendments which I think accomplishes the same thing. Senator Goodrich, the floor is yours.

SENATOR GOODRICH: Mr. President, members of the body, I am going to cover just a few points here, one of which is if we adopt the amendments to the committee amendments, we will be in a position where there will be no more bond funding or mortgage loans available in the State of Nebraska regardless of how worthy the certificate of need facility is because the way the green bill is and the way they are going back to it, they have eliminated funding, mortgage loans or bond loans, for health care facilities in the State of Nebraska. The thing I would like to cover is some of the amendments to the committee amendments. Take #28 that they are referring to here. After the effective date of this act, no agency of state government may appropriate or grant funds to or assist in any way any person or health care facility which develops or offers any new institutional health service without first obtaining a certificate of need. In other words, there is no due process in that one at all, no review by anyone. They can set up their own rules and regulations as to what they feel would be allowable or would not be allowable to happen in the State of Nebraska. I think that would be one of the worst things we could do. You take, for example, item #3. They refer in here and what they are trying to do is convert this particular bill to recognize welfare rights organizations and their desires because they even cite here Simon versus Eastern Kentucky Welfare Rights Organization. Well, I don't think we want to do it. #4, prohibits the reduction of any kind of a service, even if the service is no longer desired by the public, no longer economically feasible to do it, #4 prohibits the health care facility from eliminating that service. #5 restores the nursing homes, as I mentioned, the feds are going to take care of that for us. We don't need to put it in the bill. 1122 is a duplication of...we have a 1122 review system going and a certificate of need review system going at the same time.