

SPEAKER BARRETT: Senator Conway.

SENATOR CONWAY: I have a question for Senator Wesely, please.

SPEAKER BARRETT: Senator Wesely.

SENATOR CONWAY: Senator Wesely, as this is identified, it says that Section 23 and 24 of this act shall become operative on January, and you scratched '89 and moved it to 1990.

SENATOR WESELY: Uh-huh.

SENATOR CONWAY: I assume that there was some difficulty in coming down with the rules and regulations. What was some of that difficulty and where are we now and why do we need another year, as I think all of us have...well, go ahead and answer that if you will.

SENATOR WESELY: Yeah, Senator Conway, you and Senator Baack were involved with that issue back in 1987 and it did deal with x-ray licensure. The rules and regs have been held up for a variety of reasons. But, evidently, the Health Department had developed rules and regulations that went beyond the scope called for under the bill we passed in 1987. The Attorney General then had the rules and regs submitted to them. They rejected the rules and regulations, said they were too broad and went back to the Health Department. The Health Department insisted that that was the rules and regs that they wanted to have adopted and, frankly, they were at impasse and months passed and, finally, we did introduce legislation this year to deal with the topic and I did bring the different parties together and finally a realization has been made between the Attorney General and the Health Department that the message...the Attorney General was correct that the Health Department had too broad of rules and regulations and now they're back at the drawing board to bring the rules and regs back into compliance with what this Legislature had intended, which the Attorney General can sign off on and and which we can proceed with, finally, the rules and regulations. In the meantime, the next months it will take to accomplish that, we have got on the books a mandate that they, obviously, haven't met and can't meet and it just is an awkward situation so we would like to get that taken care of.

SENATOR CONWAY: Thank you, Senator Wesely. I think the point