

April 7, 1992

LB 407, 602, 970, 1019

to get back under the committee amendment to allowing the State Board of Health a review of Bureau of Examining Board decisions on rules and regs. This has rarely had any conflict whatsoever. There's only be one case, and a minor one at that, where the State Board of Health disagreed with the Bureau of Examining Board, but otherwise it's usually perfunctory, but it nevertheless is a check and balance in the system. We'd like to retain it under the committee amendment. In addition, we do deal with the question of CLIA, and a very important issue it is. I think I'll get into that a little more with an amendment that's pending to these committee amendments, but in the committee amendment we do deal with the provisions of LB 1016 which cleaned up some language in an act we passed a couple years ago dealing with clinical labs, certification, and I will address that issue further with a pending amendment to the committee amendments. With that I'm ready to go to the other amendments to the committee amendments.

PRESIDENT MOUL: Thank you, Senator Wesely. Mr. Clerk, amendments on the desk.

CLERK: Madam President, I do have amendments to the committee amendments, the first offered by Senator Wesely, AM3531, Senator. (See page 1483 of the Legislative Journal.)

PRESIDENT MOUL: Senator Wesely.

SENATOR WESELY: All right, LB 3...AM3531 is one, okay, that's the committee amendments, right? Okay, I passed out for you a summary of L...amendment 3532, which is the same amendment only it's to the main bill and so you can look at that chart I passed out with the headline amendments to LB 1019. This does four things. It deals with, first, the question of home study courses. There was a bill, LB 970, introduced by Senator Cudaback. It was advanced by the committee six to zero. It dealt with the issue of home study and continuing education, which is a requirement for most health professionals, and it clarified that home study courses were allowed. Recent Attorney General Opinion found that the authority for those home study courses did not exist. We thought it had, and so this clarifies that home study courses are in fact authorized. We also provide for a problem, as Senator Crosby addressed through LB 602, phlebotomy. Phlebotomy is the taking of blood. There was a LB 407 review of the question of how we regulate this activity, both the technical committee and the Health Department, Board of