

point they came down on the side of saying, look this is really kind of going on right now. An AG Opinion has, a ruling has changed the situation, and it wasn't really a problem in the past and we ought to go back and allow that for the future. And if there are problems we can always take the step of registration or some other...other change. And so I feel comfortable, and I think others do as well, with the situation. But obviously, if there are any problems that result, Senator Hall will be on point and we can make some changes and look to registration or some other steps; but, at this point I'd ask for adoption of this amendment, Madam President. Thank you.

PRESIDENT MOUL: Thank you, Senator Wesely. We will now vote on the Wesely amendment to the committee amendments. All those in favor please vote aye, opposed nay. Have you all voted? Please record, Mr. Clerk.

CLERK: 18 ayes, 0 nays, Madam President, on adoption of the second half of Senator Wesely's amendment to the committee amendments.

PRESIDENT MOUL: The amendment to the committee amendments is adopted.

CLERK: Madam President, Senator Wesely would move to amend the committee amendment. Senator, I now have your AM3860. (See page 1929 of the Legislative Journal.)

PRESIDENT MOUL: Senator Wesely.

SENATOR WESELY: Thank you, Madam President and members. This is dealing with the clinical lab issue, which I mentioned earlier as part of the committee amendment. I'll try and retrace the situation a little bit on this issue and then be happy to answer questions. Back in 1988 the Congress passed a provision--it's referred to as CLIA '88--dealing with clinical labs and their licensure. And it required states to either have in place some state activity in this area or the federal government would establish a standard and enforce it. That was followed by the introduction of legislation by Senator Lynch, and I believe it was Senator Kristensen, with two different versions of the bill. Senator Lynch and Senator Kristensen then worked with Senator Byars to reach an agreement that was eventually taken in the form of LB 551, which was passed I believe in 1990, to establish a state form of CLIA. That is