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LB 906

SENATOR CHAMBERS: I'm at your disposal.

SENATOR BOURNE: Thank you very much. And again, I'm referring to Section 25(2)(d), the language, "Has submitted evidence of completion of education, training, or experience." If we don't establish parameters as it relates to what education, training or experience is, what can the Department of Health and Human Services do when they adopt rules and regulations to carry out this bill?

SENATOR CHAMBERS: Whatever they think or determine would be appropriate.

SENATOR BOURNE: So...

SENATOR CHAMBERS: But because there is no nexus or connection between subsection (d) and these specific things you mentioned in subsection (e) relative to sterilization, sanitation and so forth, the department could require education that does not relate specifically to those items.

SENATOR BOURNE: That's...I absolutely agree with you, and thank you for clarifying that, Senator Chambers. So the department, when it talks about "has submitted evidence of completion of education," they could say that an individual that wants to tattoo or do body art in the state of Nebraska must have a master's degree in body artistry?

SENATOR CHAMBERS: They could say that.

SENATOR BOURNE: What if a master's degree in body artistry doesn't even exist?

SENATOR CHAMBERS: Then somebody would have to say you've put an impossible requirement on me and I cannot comply.

SENATOR BOURNE: But the department could do that and then it would take litigation to resolve it. Is that accurate?

SENATOR CHAMBERS: Any time there is an issue as to