

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office
FLOOR DEBATE

February 7, 2006 LB 874

further debate, and then I'll make a decision. Thank you, Mr. President. Thank you, Senator Kremer.

SENATOR CUDABACK: Thank you, Senator Chambers. Further discussion on FA400? Senator Chambers, there are no lights on. You may close, if you care to.

SENATOR CHAMBERS: Mr. President, in view of what Senator Kremer said about wanting the opportunity to discuss this with the Department of Ag, I'm going to withdraw this amendment.

SENATOR CUDABACK: It is withdrawn. Madam Clerk, next motion.

ASSISTANT CLERK: Mr. President, Senator Chambers would move to amend with FA401. (Legislative Journal page 563.)

SENATOR CUDABACK: Senator Chambers, you're recognized to open on FA401 to LB 874.

SENATOR CHAMBERS: Thank you, Mr. President, and I failed to acknowledge that at the Clerk's desk we now have the "A Team" in action, no disparagement of the regular and the usual. But sometimes we, as this guy Emeril says, we're going to, bam, kick it up a notch. Mr. President, members of the Legislature, what this amendment would do in line 21 on page 16 is strike the word "may" and insert the word "shall." If you look in line 17, you will find the word "shall," and I'm going to read in what connection that word is used, starting in line 16: "The state management plan and pesticide management plans shall be coordinated with the department and other state agency plans and with other state agencies and with natural resources districts." This coordination must be considered to be very consequential, therefore "shall" is used. But the coordination should have a purpose other than just having these agencies and the people in them get together and talk and do whatever they do when they're coordinating. There has to be coordination for the purpose of achieving a legitimate goal. That goal should be to protect the public interest. In this case, the public interest is the health of human beings and the environment. So if we're going to say that they shall coordinate, we should mandate that once they have coordinated and done whatever they do when they