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FLOOR DEBATE

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At this time, I would not support changing "may" to "shall." Let me read to you what a state management plan is. A state management plan means a plan developed by the department to implement a strategy to prevent, monitor, evaluate, and mitigate any occurrence of a pesticide in ground water and surface water in the state and any specific plans developed when the occurrence has been detected. A state pesticide plan means a plan developed by the department to enter into a cooperative agreement with the federal agency to assume the responsibility for the primary enforcement of a pesticide use and the training and licensing of a certified applicator. We're trying to be responsive to put a management plan into practice. Now, where it says "shall" up there, I think it's very important because I think we want them to use all the best tools that we have, the best information we could have so that they shall have to cooperate with the department and other state agencies' plans, and other state agencies, with the natural resources district, but the "may," there are a lot of elements that enter into this. It may be different parts of the state. It may be different targets for that pesticide or herbicide or whatever it might be, and I think we do need to give discretion up to...and we broadened it so that it brought in a lot of other agencies, so it was a wise decision when they made, not just one or two people. But I think it's appropriate to have "may" in there because this kind of would say that that's the only thing that we can do in response to whatever the problem is, and the problem may be more severe in some parts of the state than others, so that we can be a little more responsive. So at this time, I don't feel like I can support the...from changing the "may" to a "shall." Thank you.

SENATOR CUDABACK: Thank you, Senator Kremer. (Visitors introduced.) Discussion of FA401, by Senator Chambers to LB 874? Senator Stuthman.

SENATOR STUTHMAN: Thank you, Mr. President and members of the body. I've been listening very close to the discussion this morning and what I am really concerned about is, you know, any pesticide that is utilized by an organization/individuals for the control of pests, the labeling on those bottles, jugs or containers, you know, has got, realistically, everything spelled