

notice provisions and the hearing provisions which we've adopted in the Abboud amendment which was adopted last night so that fair notice and hearing can be had and, for that, I think we've gone far enough to make sure that an open process is available with running...without running afoul of any constitutional parameters that may exist or the burden of following the Administrative Procedures Act, which is a slow procedure with a series of reviews by a series of executive branch decision-makers as opposed to a review by the Supreme Court. One of the things argued with that could be done here is, look, if you make these go by rules and regs the court won't be able to act for a year. It's not uncommon with this review process to take a year. I don't want, and I hope this body doesn't...

SENATOR KRISTENSEN PRESIDING

SENATOR KRISTENSEN: One minute.

SENATOR LANDIS: ..want the provisions of this act to be in limbo in Allen Beermann or Don Stenberg or Ben Nelson's desks for what could well be up to a year of review. This is unnecessary and could prove to be dilatory to the body of 757. I'd urge you to reject the Hall amendment. I think the body has acted appropriately in establishing an open process by the adoption of the Abboud amendment last night, but I think there's a further need to refine that process. We should cover the base of fair notice and adequate hearing.

SENATOR KRISTENSEN: Thank you, Senator Landis. Senator Hall.

SENATOR HALL: Thank you, Mr. President, members. The issue of the administrative rules and the whole issue here of the Administrative Procedures Act is one of openness and review for purposes of allowing individuals to have input into the system. The argument that Senator Landis makes with regard to the exemption that is spelled out for the Workers' Compensation Court is specific because the Workers' Compensation Court is a quasi-judicial body. They have to be specifically exempted because they are not a court like every other court and they were given a specific exemption by a bill that amended this particular section of statute. They do as much administrative work, if not more, than they do judicial work and to allow for this proceeding any promulgation of rules and regs to be open and have input from the public does not smack of any unconstitutional provision. It clearly is not any less