

## LEGISLATIVE BILL 687

Approved by the Governor May 18, 2011

Introduced by Schilz, 47.

FOR AN ACT relating to the Uniform Credentialing Act; to amend section 38-131, Reissue Revised Statutes of Nebraska, and section 38-3301, Revised Statutes Cumulative Supplement, 2010; to provide for issuance of a veterinarian locum tenens; to harmonize provisions; to repeal the original sections; and to declare an emergency.

Be it enacted by the people of the State of Nebraska,

Section 1. Section 38-131, Reissue Revised Statutes of Nebraska, is amended to read:

38-131 (1) An applicant for an initial license to practice a profession which is authorized to prescribe controlled substances shall be subject to a criminal background check. Except as provided in subsection (3) of this section, the applicant shall submit with the application a full set of fingerprints which shall be forwarded to the Nebraska State Patrol to be submitted to the Federal Bureau of Investigation for a national criminal history record information check. The applicant shall authorize release of the results of the national criminal history record information check to the department. The applicant shall pay the actual cost of the fingerprinting and criminal background check.

(2) This section shall not apply to a dentist who is an applicant for a dental locum tenens under section 38-1122, ~~or~~ to a physician or osteopathic physician who is an applicant for a physician locum tenens under section 38-2036, or to a veterinarian who is an applicant for a veterinarian locum tenens under section 3 of this act.

(3) An applicant for a temporary educational permit as defined in section 38-2019 shall have ninety days from the issuance of the permit to comply with subsection (1) of this section and shall have his or her permit suspended after such ninety-day period if the criminal background check is not complete or revoked if the criminal background check reveals that the applicant was not qualified for the permit.

Sec. 2. Section 38-3301, Revised Statutes Cumulative Supplement, 2010, is amended to read:

38-3301 Sections 38-3301 to 38-3334 and section 3 of this act shall be known and may be cited as the Veterinary Medicine and Surgery Practice Act.

Sec. 3. When circumstances indicate a need for the issuance of a veterinarian locum tenens in the State of Nebraska, the department, with the recommendation of the board, may issue a veterinarian locum tenens to an individual who holds an active license to practice veterinary medicine and surgery in another state if the requirements regarding education and examination for licensure in that state are equal to or exceed the requirements regarding education and examination for licensure in Nebraska. A veterinarian locum tenens may be issued for a period not to exceed ninety days in any twelve-month period.

Sec. 4. Original section 38-131, Reissue Revised Statutes of Nebraska, and section 38-3301, Revised Statutes Cumulative Supplement, 2010, are repealed.

Sec. 5. Since an emergency exists, this act takes effect when passed and approved according to law.