

LEGISLATURE OF NEBRASKA  
ONE HUNDRED SECOND LEGISLATURE  
FIRST SESSION  
**LEGISLATIVE BILL 542**  
Final Reading

Introduced by Howard, 9.

Read first time January 18, 2011

Committee: Health and Human Services

A BILL

1 FOR AN ACT relating to the Health Care Facility Licensure Act; to  
2 amend section 71-401, Revised Statutes Cumulative  
3 Supplement, 2010; to require general acute hospitals to  
4 offer vaccinations and to require hospital employees to  
5 be vaccinated as prescribed; to harmonize provisions; and  
6 to repeal the original section.  
7 Be it enacted by the people of the State of Nebraska,

1           Section 1. Section 71-401, Revised Statutes Cumulative  
2 Supplement, 2010, is amended to read:

3           71-401 Sections 71-401 to 71-465 and section 2 of this  
4 act shall be known and may be cited as the Health Care Facility  
5 Licensure Act.

6           Sec. 2. (1) Each general acute hospital shall take all of  
7 the following actions in accordance with the guidelines of the  
8 Centers for Disease Control and Prevention of the United States  
9 Public Health Service of the United States Department of Health and  
10 Human Services as the guidelines existed on January 1, 2011:

11           (a) Annually offer onsite influenza vaccinations to all  
12 hospital employees when no national vaccine shortage exists; and

13           (b) Require all hospital employees to be vaccinated  
14 against influenza, except that an employee may elect not to be  
15 vaccinated.

16           (2) The hospital shall keep a record of which employees  
17 receive the annual vaccination against influenza and which employees  
18 do not receive such vaccination.

19           Sec. 3. Original section 71-401, Revised Statutes  
20 Cumulative Supplement, 2010, is repealed.