

LEGISLATURE OF NEBRASKA
ONE HUNDREDTH LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 283

Introduced By: Stuthman, 22
Read first time: January 10, 2007
Committee: Health and Human Services

A BILL

1 FOR AN ACT relating to public health and welfare; to amend
2 section 71-6728, Reissue Revised Statutes of Nebraska, and
3 section 71-162, Revised Statutes Cumulative Supplement,
4 2006; to provide for biennial renewal of medication aide
5 registrations; to eliminate payment of administrative costs
6 of the credentialing system as prescribed; and to repeal the
7 original sections.

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

1 Section 1. Section 71-162, Revised Statutes Cumulative
2 Supplement, 2006, is amended to read:

3 71-162. (1) It is the intent of the Legislature that the
4 revenue to cover the cost of the credentialing system administered by
5 the department is to be derived from General Funds, cash funds,
6 federal funds, gifts, grants, or fees from individuals or entities
7 seeking credentials. The credentialing system includes the totality of
8 the credentialing infrastructure and the process of issuance and
9 renewal of credentials, examinations, inspections, investigations,
10 continuing competency, compliance assurance, and the credentialing
11 review process for the following individuals and entities that provide
12 health services and health-related services:

13 (a) Individuals in the practice of acupuncture; advanced
14 practice nursing; alcohol and drug counseling; asbestos abatement,
15 inspection, project design, and training; athletic training;
16 audiology; speech-language pathology; chiropractic; dentistry; dental
17 hygiene; environmental health; hearing aid instrument dispensing and
18 fitting; lead-based paint abatement, inspection, project design, and
19 training; medical nutrition therapy; medical radiography; ~~medication~~
20 ~~aid services;~~ medicine and surgery; mental health practice; nursing;
21 ~~nursing assistant or paid dining assistant services;~~ nursing home
22 administration; occupational therapy; optometry; osteopathic medicine;
23 pharmacy; physical therapy; podiatry; psychology; radon detection,
24 measurement, and mitigation; respiratory care; social work; swimming
25 pool operation; veterinary medicine and surgery; water system
26 operation; constructing or decommissioning water wells and installing
27 water well pumps and pumping equipment; and

1 (b) Individuals in the practice of and entities in the
2 business of body art; cosmetology; electrology; emergency medical
3 services; esthetics; funeral directing and embalming; massage therapy;
4 and nail technology.

5 (2) The department shall determine the cost of the
6 credentialing system for such individuals and entities by calculating
7 the total of the base costs, the variable costs, and any adjustments
8 as provided in sections 71-162.01 to 71-162.03.

9 (3) When fees are to be established pursuant to section
10 71-162.04 for individuals or entities other than individuals in the
11 practice of constructing or decommissioning water wells and installing
12 water well pumps and pumping equipment, the department, upon
13 recommendation of the appropriate board if applicable, shall base the
14 fees on the cost of the credentialing system and shall include usual
15 and customary cost increases, a reasonable reserve, and the cost of
16 any new or additional credentialing activities. For individuals in the
17 practice of constructing or decommissioning water wells and installing
18 water well pumps and pumping equipment, the Water Well Standards and
19 Contractors' Licensing Board shall establish the fees as otherwise
20 provided in this subsection. All such fees shall be collected as
21 provided in section 71-163.

22 Sec. 2. Section 71-6728, Reissue Revised Statutes of
23 Nebraska, is amended to read:

24 71-6728. Registration as a medication aide shall be renewed
25 ~~triennially~~ biennially based upon competency. The department may
26 prescribe by rule and regulation how a medication aide can show
27 competency for purposes of renewal. Payment of the applicable fee

1 shall be a condition of renewal.

2 Sec. 3. Original section 71-6728, Reissue Revised Statutes
3 of Nebraska, and section 71-162, Revised Statutes Cumulative
4 Supplement, 2006, are repealed.