

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

FIRST SESSION

**LEGISLATIVE BILL 34**

Final Reading

Introduced by Louden, 49; Campbell, 25; Carlson, 38; Utter, 33.

Read first time January 06, 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 exempt religious residential  
4 facilities from licensure and regulation as prescribed;  
5 to harmonize provisions; and to repeal the original  
6 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. Any facility which is used as a residence by  
7 members of an organization, association, order, or society organized  
8 and operated for religious purposes, which is not operated for  
9 financial gain or profit for the organization, association, order, or  
10 society, and which serves as a residence only for such members who in  
11 the exercise of their duties in the organization, association, order,  
12 or society are required to participate in congregant living within  
13 such a facility is exempt from the provisions of the Health Care  
14 Facility Licensure Act relating to licensure or regulation of  
15 assisted-living facilities, intermediate care facilities, and nursing  
16 facilities.

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18 Cumulative Supplement, 2010, is repealed.