

ONE HUNDRED SECOND LEGISLATURE

FIRST SESSION

LEGISLATIVE RESOLUTION 212

Introduced by Gloor, 35; Bloomfield, 17; Campbell, 25; Cook, 13; Krist, 10; Wallman, 30.

PURPOSE: The purpose of this study is to review the operations and usefulness of the Nebraska Regulation of Health Professions Act, sections 71-6201 to 71-6229. The act has been in existence for over twenty-five years and has never been revisited by the Legislature despite significant changes in the health care field and in the delivery of health care. The issues addressed by this interim study shall include, but not be limited to:

(1) Whether the act, known as the 407 program, fulfills its original purpose of providing the Legislature with valuable information for the purpose of making informed legislative decisions regarding the licensure and scope of practice of regulated health professionals;

(2) Whether provisions and procedures utilized by the Division of Public Health of the Department of Health and Human Services in administering the act are fair and impartial to the parties involved in the reviews;

(3) Whether the criteria set out in law for the review of proposals for initial licensure of a health profession and the expansion of the scope of practice of an already licensed health profession are central to the interests and concerns of the Legislature in the review and consideration of such proposals;

(4) Whether the well-being and safety of consumers are adequately reflected by the review criteria in statute as administered by the division and whether those interests are appropriately balanced in relation to advantages of enabling consumer access to new services, technology, or providers; and

(5) The act authorized the division to promulgate regulations for the conduct of 407 reviews, though such regulations have never been promulgated. Would the 407 program be well served by the promulgation of such regulations at this time?

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDRED SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Health and Human Services Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.