

**ONE HUNDRED FIFTH LEGISLATURE - SECOND SESSION - 2018**  
**COMMITTEE STATEMENT**  
**LB924**

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**Hearing Date:** Wednesday January 24, 2018  
**Committee On:** Health and Human Services  
**Introducer:** Riepe  
**One Liner:** Change provisions of the Emergency Medical Services Practice Act, the Occupational Therapy Practice Act, and the Uniform Credentialing Act

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**Roll Call Vote - Final Committee Action:**  
Advanced to General File with amendment(s)

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**Vote Results:**

**Aye:** 7 Senators Erdman, Crawford, Howard, Kolterman, Linehan, Riepe, Williams

**Nay:**

**Absent:**

**Present Not Voting:**

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**Verbal Testimony:**

**Proponents:**

Senator Merv Riepe  
Dr. Tom Williams  
Ann Fiala  
Jerry Stilmock  
  
Michael Miller  
Dave Huey

**Representing:**

Introducer  
DHHS  
Nebraska Board of Emergency Medical Services  
Nebraska State Volunteer Firefighters Association;  
Nebraska Fire Chiefs Association  
Self  
NEMSA

**Opponents:**

Linda Lazure  
Don Wesely  
Dawn Straub

**Representing:**

Nebraska Nurses Association  
Nebraska Association of Trial Attorneys  
Nebraska State Board of Nursing

**Neutral:**

**Representing:**

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**Summary of purpose and/or changes:**

LB 924 removes language regarding "out-of-hospital emergency care." LB 924 allows internationally-educated individuals to obtain occupational therapy licensure. LB 924 eliminates requirement for signatures on license documents. LB 924 requires criminal background checks for the State to be in compliance with requirements of the Enhanced Nurse Licensure Compact.

Section 1: Amends Section 13-303 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 2: Amends Section 13-1801 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 3: Amends Section 23-1821 to strike "out-of-hospital" from "out-of-hospital emergency care."

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Section 4: Amends Section 28-907 strikes "out-of-hospital" from "out-of-hospital emergency care."

Section 5: Amends Section 28-929 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 6: Amends Section 28-929.01 to add "emergency care provider" definition. Strikes "out of hospital emergency care provider" definition.

Section 7: Amends Section 28-930 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 8: Amends Section 28-931 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 9: Amends Section 28-931.01 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 10: Amends Section 28-934 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 11: Amends Section 38-122 to strike requirement that initial credential must be signed by the director, the Governor and the officers of the appropriate board.

Section 12: Amends Section 38-131 to mandate applicant for an initial license to practice as a registered nurse, licensed practical nurse, multistate license or license by endorsement to be subject to criminal background check.

Section 13: Amends Section 38-1201 adds sections to the Emergency Medical Services Practice Act.

Section 14: Amends Section 38-1202 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 15: Amends Section 38-1203 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 16: Amends Section 38-1204 adds sections to the Emergency Medical Services Practice Act.

Section 17: Defines "advanced emergency medical technician."

Section 18: Amends Section 38-1205 to strike funeral coaches or hearses as qualified ambulances.

Section 19: Amends Section 38-1208 to strike "out-of-hospital" and adds clarification regarding status of certain emergency care providers based on future date.

Section 20: Defines "emergency medical responder."

Section 21: Defines "emergency medical technician."

Section 22: Defines "emergency medical technician-intermediate."

Section 23: Defines "paramedic."

Section 24: Amends Section 38-1209 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 25: Amends Section 38-1210 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 26: Amends Section 38-1211 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 27: Amends Section 38-1213 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 28: Amends Section 38-1215 to mandate one of the qualified physician board members be specialized in

pediatrics. Strikes "out of hospital" from "out of hospital emergency care."

Section 29: Amends Section 38-1216 to strike "out-of-hospital" from "out-of-hospital emergency care." Strikes requirement of the board to review and comment on all state agencies seeking funds for out of hospital emergency medical care.

Section 30: Amends Section 38-1217 to mandate the board create licensure requirements for advanced emergency medical technicians, critical care paramedics, emergency medical responders, emergency medical technicians, and paramedics. Create renewal requirements for emergency medical technicians-intermediate until December 31, 2025. Strikes licensing classification and outdated language. Provides requirements for practicing under a temporary license. Strikes validity of temporary license valid for one year. Strikes requirement to establish criteria for deployment and use of automatic external defibrillator. Strikes requirement regarding requirements for orientation and supervisory and training requirements. Strikes requirement to establish criteria and requirements for renewal of emergency medical technicians intermediate license.

Section 31: Amends Section 38-1218 to strike the adoption of the United States Department of Transportation National Emergency Medical Services Education Standards and the National Emergency Medical Services Scope of Practice for certain licensure classifications.

Section 32: Amends Section 38-1219 to strike the requirement to adopt and promulgate rules and regulations to provide curricula for training of out-of-hospital care providers and users of automated external defibrillators. Strikes requirement to adopt and promulgate rules and regulations to regarding certain outdated licensing renewal requirements. Adds requirement to adopt rules and regulations regarding inspection, review, and termination of basic life support emergency medical services and advanced life support emergency medical services.

Section 33: Amends Section 38-1221 to strike expiration of temporary license in Emergency Medical Services Act.

Section 34: Amends Section 38-1224 to strike "out-of-hospital" from "out-of-hospital emergency care." Provides definition for "licensed health care practitioner." Strikes certain scope of practice requirements for out-of-hospital emergency care provider, emergency medical technician intermediate, emergency medical technician paramedic, advanced emergency medical technician or paramedic.

Section 35: Amends Section 38-1225 to strike "out-of-hospital" from "out-of-hospital emergency care." Change date of federal Health Insurance Portability and Accountability Act of 1996 as such act existed on January 1, 2007 to 2018.

Section 36: Amends Section 38-1226 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 37: Amends Section 38-1228 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 38: Amends Section 38-1229 to strike requirement of the Department to seek recommendation of the Board. Strikes the mandate regarding the level of licensure to be set by the board.

Section 39: Amends Section 38-1232 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 40: Amends Section 38-1233 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 41: Amends Section 38-1234 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 42: Amends Section 38-1237 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 43: Amends Section 38-2518 to strike requirement of accreditation by nationally recognized medical association or nationally recognized occupational therapy association. Adds additional requirement for application to be approved by the Board.

Section 44: Amends Section 38-2519 to strike requirement of accreditation by nationally recognized medical association or nationally recognized occupational therapy association. Adds additional requirement for application to be approved by the Board.

Section 45: Amends Section 38-2521 to add school or college approved by the Board for occupational therapy license requirement.

Section 46: Amends Section 48-115 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 47: Amends Section 71-507 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 48: Amends Section 71-509 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 49: Amends Section 71-8226 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 50: Amends Section 71-8227 to strike "out-of-hospital" from "out-of-hospital emergency care."

Section 51: Amends Section 71-8249 to strike "out-of-hospital" from "out-of-hospital emergency care." Change date of federal Health Insurance Portability and Accountability Act of 1996 as such act existed on January 1, 2007 to 2018.

Section 52: Amends Section 71-8251 to strike "out-of-hospital" from "out-of-hospital emergency care."

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**Explanation of amendments:**

AM 2181 is a white copy amendment and eliminates Sections 1-10, 14, 15, 24-27, 36, 37, 39-42, 46-52.

Section 1: Section 11 of LB 924 - No changes from LB 924.

Section 2: Section 12 of LB 924 - Strikes added and stricken language. Allows for a criminal background check to be performed for initial licensure or reinstatement if criminal background check is required by an interstate licensure compact.

Section 3: Section 13 of LB 924 - No changes from LB 924.

Section 4: Section 16 of LB 924 - No changes from LB 924.

Section 5: Section 17 of LB 924 - Strikes added and stricken language. Provides new definition for "advanced emergency medical technician practice of out-of-hospital emergency medical care."

Section 6: Section 18 of LB 924 - No changes from LB 924.

Section 7: Section 20 of LB 924 - Strikes added and stricken language. Provides new definition "emergency medical responder practice of out-of-hospital emergency medical care."

Section 8: Section 21 of LB 924 - Strikes added and stricken language. Provides new definition "emergency medical technician practice of out-of-hospital emergency medical care."

Section 9: Section 22 of LB 924 - Strikes added and stricken language. Provides new definition "emergency medical technician - intermediate practice of out-of-hospital emergency medical care."

Section 10: Section 19 of LB 924 - Strikes added and stricken language. Reinstates stricken language.

Section 11: Section 23 of LB 924 - Strikes added and stricken language. Provides new definition of "paramedic practice of out-of-hospital emergency medical care."

Section 12: Provides new definition of "practice of out-of-hospital emergency medical care."

Section 13: Section 28 of LB 924 - Strikes added and stricken language. Reinstates stricken language regarding out-of-hospital.

Section 14: Section 29 of LB 924 - No changes from LB 924.

Section 15: Section 30 of LB 924 - No substantive changes from LB 924.

Section 16: Section 31 of LB 924 - Additionally strikes the Legislature's adoption of the United States Department of Transportation curricula.

Section 17: Section 32 of LB 924 - No changes from LB 924.

Section 18: Section 33 of LB 924 - No substantive changes from LB 924.

Section 19: Section 34 of LB 924 - Strikes added and stricken language. Reinstates stricken language regarding scope of practice.

Section 20: Section 35 of LB 924 - Strikes added and stricken language. Change date of federal Health Insurance Portability and Accountability Act of 1996 as such act existed on January 1, 2007 to 2018. Reinstates stricken out-of-hospital.

Section 21: Section 38 of LB 924 - No changes from LB 924.

Section 22: (New Section) Amends Section 38-1237 to change from Board to Department.

Section 23: Section 43 of LB 924 - Strikes added and stricken language. Adds additional requirement for application to be approved by the Board, including training in a foreign country.

Section 24: Section 44 of LB 924 - Reinstates stricken language.

Section 25: Section 45 of LB 924 - No changes from LB 924.

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Merv Riepe, Chairperson