

LEGISLATURE OF NEBRASKA
ONE HUNDRED FIFTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 932

Introduced by Howard, 9; Kuehn, 38; Lindstrom, 18.

Read first time January 09, 2018

Committee: Judiciary

- 1 A BILL FOR AN ACT relating to the Nebraska Correctional Health Care
- 2 Services Act; to amend section 83-4,157, Reissue Revised Statutes of
- 3 Nebraska; to provide duties for the medical director of the
- 4 Department of Correctional Services relating to discharge planning
- 5 as prescribed; and to repeal the original section.
- 6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 83-4,157, Reissue Revised Statutes of Nebraska,
2 is amended to read:

3 83-4,157 The medical director shall:

4 (1) Coordinate all clinical services;

5 (2) Participate in the selection and supervision of all clinical
6 staff employed by or under contract with the department, including
7 medical doctors, physician assistants, pharmacists, pharmacy technicians,
8 registered nurses, licensed practical nurses, advanced practice
9 registered nurses practicing under and in accordance with their
10 respective certification acts, mental health practitioners, alcohol and
11 drug counselors, laboratory technicians, physical therapists,
12 optometrists, audiologists, dentists, dental assistants, and dental
13 hygienists;

14 (3) Maintain and preserve the medical records of health care
15 services;

16 (4) Approve the purchasing of all necessary medical supplies and
17 medical equipment for the department;

18 (5) Recommend all necessary programs for the preservice, inservice,
19 and continuing medical training and education of the health care staff
20 and other relevant staff of the department, including training
21 specifically designed to promote prompt and effective responses by all
22 staff of the department to medical emergencies;

23 (6) Develop and implement condition-specific medical treatment
24 protocols that ensure compatibility with a community standard of health
25 care, including protocols addressing the: (a) Treatment of
26 gastrointestinal bleeds; (b) detection and treatment of all communicable
27 diseases; (c) treatment of gender-specific problems; (d) treatment of
28 diabetes; (e) treatment of hypertension; (f) treatment of headaches; (g)
29 utilization of surgical procedures; (h) control of infection; (i)
30 provision of dental care; (j) provision of age-specific and gender-
31 specific routine health maintenance; (k) means by which inmates obtain

1 access to health care services; (l) use of prescribed drugs, devices, or
2 biologicals for the purpose of pain management; (m) referral of patients
3 to medical specialists not in the employ of the department; and (n)
4 initiation, observance, and termination of do not resuscitate orders
5 initiated pursuant to the Rights of the Terminally Ill Act;

6 (7) Develop and implement a system of general discharge planning for
7 the health care services to be received by inmates who are soon to be
8 released from the custody of the department and who have chronic health
9 care problems, including establishment of a protocol to determine whether
10 or not an inmate soon to be released should be prescribed and dispensed a
11 medication-assisted treatment that could assist in reducing or
12 eliminating the inmate's use of opiates;

13 (8) Develop and implement a comprehensive health care services plan;

14 (9) Develop and implement an internal credentialing program for the
15 employment and retention of the health care staff of the department based
16 on a community standard of health care; and

17 (10) Develop and implement an internal peer review and quality
18 assurance program based upon a community standard of health care.

19 Sec. 2. Original section 83-4,157, Reissue Revised Statutes of
20 Nebraska, is repealed.