

AMENDMENTS TO LB626
(Amendments to FA5)

Introduced by Riepe, 12.

1 1. Strike the original sections and all amendments thereto and
2 insert the following new sections:

3 Section 1. Section 28-347, Revised Statutes Cumulative Supplement,
4 2022, is amended to read:

5 28-347 (1) It shall be unlawful for any person to purposely perform
6 or attempt to perform a dismemberment abortion and thereby kill an unborn
7 child unless a dismemberment abortion is necessary due to a medical
8 emergency as defined in ~~subdivision (4) of~~ section 28-3,103.

9 (2) A person accused in any proceeding of unlawful conduct under
10 subsection (1) of this section may seek a hearing before the Board of
11 Medicine and Surgery on whether the performance of a dismemberment
12 abortion was necessary due to a medical emergency as defined in
13 ~~subdivision (4) of~~ section 28-3,103. The board's findings are admissible
14 on that issue at any trial in which such unlawful conduct is alleged.
15 Upon a motion of the person accused, the court shall delay the beginning
16 of the trial for not more than thirty days to permit such a hearing to
17 take place.

18 (3) No woman upon whom an abortion is performed or attempted to be
19 performed shall be liable for performing or attempting to perform a
20 dismemberment abortion. No nurse, secretary, receptionist, or other
21 employee or agent who is not a physician, but who acts at the direction
22 of a physician, shall be liable for performing or attempting to perform a
23 dismemberment abortion. No pharmacist or other individual who is not a
24 physician, but who fills a prescription or provides instruments or
25 materials used in an abortion at the direction of or to a physician,
26 shall be liable for performing or attempting to perform a dismemberment

1 abortion.

2 Sec. 2. Section 28-3,102, Reissue Revised Statutes of Nebraska, is
3 amended to read:

4 28-3,102 Sections 28-3,102 to 28-3,111 shall be known and may be
5 cited as the ~~Pain-Capable~~ Unborn Child Protection Act.

6 Sec. 3. Section 28-3,103, Reissue Revised Statutes of Nebraska, is
7 amended to read:

8 28-3,103 For purposes of the ~~Pain-Capable~~ Unborn Child Protection
9 Act:

10 (1) Abortion means the use or prescription of any instrument,
11 medicine, drug, or other substance or device to terminate the pregnancy
12 of a woman known to be pregnant with an intention other than to increase
13 the probability of a live birth, to preserve the life or health of the
14 child after live birth, or to remove a dead unborn child who died as the
15 result of natural causes in utero, accidental trauma, or a criminal
16 assault on the pregnant woman or her unborn child, and which causes the
17 premature termination of the pregnancy;

18 (2) Attempt to perform or induce an abortion means an act, or an
19 omission of a statutorily required act, that, under the circumstances as
20 the actor believes them to be, constitutes a substantial step in a course
21 of conduct planned to culminate in the performance or induction of an
22 abortion in this state in violation of the ~~Pain-Capable~~ Unborn Child
23 Protection Act;

24 (3) Fertilization means the fusion of a human spermatozoon with a
25 human ovum;

26 (4) Fetal anomaly incompatible with life means a fetal anomaly
27 diagnosed before birth that will with reasonable certainty result in the
28 death of the unborn child within three months. Fetal anomaly incompatible
29 with life does not include a condition which can be treated;

30 (5) (4) Medical emergency means a condition which, in reasonable
31 medical judgment, so complicates the medical condition of the pregnant

1 woman as to necessitate the immediate abortion of her pregnancy to avert
2 her death or for which a delay will create a serious risk of substantial
3 and irreversible physical impairment of a major bodily function. No
4 condition shall be deemed a medical emergency if based on a claim or
5 diagnosis that the woman will engage in conduct which would result in her
6 death or in substantial and irreversible physical impairment of a major
7 bodily function;

8 (6) ~~(5)~~ Postfertilization age means the age of the unborn child as
9 calculated from the fertilization of the human ovum;

10 (7) ~~(6)~~ Reasonable medical judgment means a medical judgment that
11 would be made by a reasonably prudent physician, knowledgeable about the
12 case and the treatment possibilities with respect to the medical
13 conditions involved;

14 (8) ~~(7)~~ Physician means any person licensed to practice medicine and
15 surgery or osteopathic medicine under the Uniform Credentialing Act;

16 (9) ~~(8)~~ Probable postfertilization age of the unborn child means
17 what, in reasonable medical judgment, will with reasonable probability be
18 the postfertilization age of the unborn child at the time the abortion is
19 planned to be performed;

20 (10) ~~(9)~~ Unborn child or fetus each mean an individual organism of
21 the species homo sapiens from fertilization until live birth; and

22 (11) ~~(10)~~ Woman means a female human being whether or not she has
23 reached the age of majority.

24 Sec. 4. Section 28-3,106, Reissue Revised Statutes of Nebraska, is
25 amended to read:

26 28-3,106 (1) Except as provided in subsection (2) of this section,
27 no ~~No~~ person shall perform or induce or attempt to perform or induce an
28 abortion upon a woman when it has been determined, by the physician
29 performing or inducing the abortion or by another physician upon whose
30 determination that physician relies, that the probable postfertilization
31 age of the woman's unborn child is twelve ~~twenty~~ or more weeks.

1 (2) Subsection (1) of this section does not apply if:

2 (a) In ~~unless, in~~ reasonable medical judgment:

3 (i) The woman ~~(1)~~ she has a condition which so complicates her
4 medical condition as to necessitate the abortion of her pregnancy to
5 avert her death or to avert serious risk of substantial and irreversible
6 physical impairment of a major bodily function ~~or (2) it is necessary to~~
7 preserve the life of an unborn child. No such condition shall be deemed
8 to exist if it is based on a claim or diagnosis that the woman will
9 engage in conduct which would result in her death or in substantial and
10 irreversible physical impairment of a major bodily function; -

11 (ii) An abortion is necessary to preserve the life of another unborn
12 child; or

13 (iii) There is a fetal anomaly incompatible with life; or

14 (b) The woman informs the physician that the pregnancy resulted from
15 a sexual assault as defined in section 28-319 or 28-319.01 or incest as
16 defined in section 28-703. No person shall perform or induce or attempt
17 to perform or induce an abortion upon a woman under this subdivision (2)
18 (b) when it has been determined, by the physician performing or inducing
19 the abortion or by another physician upon whose determination that
20 physician relies, that the probable postfertilization age of the woman's
21 unborn child is twenty or more weeks.

22 (3) If a physician performs or induces or attempts to perform or
23 induce an abortion pursuant to:

24 (a) Subdivision (2)(a) of this section, the physician shall certify
25 in writing the reason for the abortion; or

26 (b) Subdivision (2)(b) of this section, the physician shall comply
27 with section 28-902 and shall certify in writing the reason for the
28 abortion and the physician's compliance with such section.

29 (4) The physician shall include any certification made under
30 subsection (3) of this section in the woman's medical records.

31 (5) If an abortion is necessary under subdivision (2)(a)(i) of this

1 ~~section~~ In such a case, the physician shall terminate the pregnancy in
2 the manner which, in reasonable medical judgment, provides the best
3 opportunity for the unborn child to survive, unless, in reasonable
4 medical judgment, termination of the pregnancy in that manner would pose
5 a greater risk either of the death of the pregnant woman or of the
6 substantial and irreversible physical impairment of a major bodily
7 function of the woman than would another available method. No such
8 greater risk shall be deemed to exist if it is based on a claim or
9 diagnosis that the woman will engage in conduct which would result in her
10 death or in substantial and irreversible physical impairment of a major
11 bodily function.

12 Sec. 5. Section 28-3,107, Reissue Revised Statutes of Nebraska, is
13 amended to read:

14 28-3,107 (1) Any physician who performs or induces or attempts to
15 perform or induce an abortion shall report to the Department of Health
16 and Human Services, on a schedule and in accordance with forms and rules
17 and regulations adopted and promulgated by the department:

18 (a) If a determination of probable postfertilization age was made,
19 the probable postfertilization age determined and the method and basis of
20 the determination;

21 (b) If a determination of probable postfertilization age was not
22 made, the basis of the determination that a medical emergency existed;

23 (c) If the probable postfertilization age was determined to be
24 twelve ~~twenty~~ or more weeks, the basis of the determination that an
25 abortion was necessary for a reason provided in subsection (2) of section
26 28-3,106 ~~the pregnant woman had a condition which so complicated her~~
27 ~~medical condition as to necessitate the abortion of her pregnancy to~~
28 ~~avert her death or to avert serious risk of substantial and irreversible~~
29 ~~physical impairment of a major bodily function, or the basis of the~~
30 ~~determination that it was necessary to preserve the life of an unborn~~
31 ~~child; and~~

1 (d) The method used for the abortion and, in the case of an abortion
2 performed pursuant to subdivision (2)(a)(i) of section 28-3,106 ~~when the~~
3 ~~probable postfertilization age was determined to be twenty or more weeks,~~
4 whether the method of abortion used was one that, in reasonable medical
5 judgment, provided the best opportunity for the unborn child to survive
6 or, if such a method was not used, the basis of the determination that
7 termination of the pregnancy in that manner would pose a greater risk
8 either of the death of the pregnant woman or of the substantial and
9 irreversible physical impairment of a major bodily function of the woman
10 than would other available methods.

11 (2) By June 30 of each year, the department shall issue a public
12 report providing statistics for the previous calendar year compiled from
13 all of the reports covering that year submitted in accordance with this
14 section for each of the items listed in subsection (1) of this section.
15 Each such report shall also provide the statistics for all previous
16 calendar years during which this section was in effect, adjusted to
17 reflect any additional information from late or corrected reports. The
18 department shall take care to ensure that none of the information
19 included in the public reports could reasonably lead to the
20 identification of any pregnant woman upon whom an abortion was performed.

21 (3) Any physician who fails to submit a report by the end of thirty
22 days following the due date shall be subject to a late fee of five
23 hundred dollars for each additional thirty-day period or portion of a
24 thirty-day period the report is overdue. Any physician required to report
25 in accordance with the ~~Pain-Capable~~ Unborn Child Protection Act who has
26 not submitted a report, or has submitted only an incomplete report, more
27 than one year following the due date, may, in an action brought in the
28 manner in which actions are brought to enforce the Uniform Credentialing
29 Act pursuant to section 38-1,139, be directed by a court of competent
30 jurisdiction to submit a complete report within a time period stated by
31 court order or be subject to civil contempt. Failure by any physician to

1 conform to any requirement of this section, other than late filing of a
2 report, constitutes unprofessional conduct pursuant to section 38-2021.
3 Failure by any physician to submit a complete report in accordance with a
4 court order constitutes unprofessional conduct pursuant to section
5 38-2021. Intentional or reckless falsification of any report required
6 under this section is a Class V misdemeanor.

7 (4) ~~The~~ Within ninety days after October 15, 2010, the department
8 ~~may shall~~ adopt and promulgate rules and regulations to carry out assist
9 ~~in compliance with~~ this section.

10 Sec. 6. Section 28-3,108, Reissue Revised Statutes of Nebraska, is
11 amended to read:

12 28-3,108 No woman upon whom an abortion is attempted, induced, or
13 performed shall be liable for a violation of the Unborn Child Protection
14 Act. ~~Any person who intentionally or recklessly performs or attempts to~~
15 ~~perform an abortion in violation of section 28-3,106 is guilty of a Class~~
16 ~~IV felony. No penalty shall be assessed against the woman upon whom the~~
17 ~~abortion is performed or attempted to be performed.~~

18 Sec. 7. Section 28-3,111, Reissue Revised Statutes of Nebraska, is
19 amended to read:

20 28-3,111 If any one or more provisions, sections, subsections,
21 sentences, clauses, phrases, or words of the ~~Pain-Capable~~ Unborn Child
22 Protection Act or the application thereof to any person or circumstance
23 is found to be unconstitutional, the same is hereby declared to be
24 severable and the balance of the ~~Pain-Capable~~ Unborn Child Protection Act
25 shall remain effective notwithstanding such unconstitutionality. The
26 Legislature hereby declares that it would have passed the ~~Pain-Capable~~
27 Unborn Child Protection Act, and each provision, section, subsection,
28 sentence, clause, phrase, or word thereof, irrespective of the fact that
29 any one or more provisions, sections, subsections, sentences, clauses,
30 phrases, or words of the ~~Pain-Capable~~ Unborn Child Protection Act, or the
31 application of the ~~Pain-Capable~~ Unborn Child Protection Act, would be

1 declared unconstitutional.

2 Sec. 8. Section 38-178, Revised Statutes Cumulative Supplement,
3 2022, is amended to read:

4 38-178 Except as otherwise provided in sections 38-1,119 to
5 38-1,123, a credential to practice a profession may be issued subject to
6 discipline, denied, refused renewal, or have other disciplinary measures
7 taken against it in accordance with section 38-183, 38-185, or 38-186 on
8 any of the following grounds:

9 (1) Misrepresentation of material facts in procuring or attempting
10 to procure a credential;

11 (2) Immoral or dishonorable conduct evidencing unfitness to practice
12 the profession in this state;

13 (3) Abuse of, dependence on, or active addiction to alcohol, any
14 controlled substance, or any mind-altering substance;

15 (4) Failure to comply with a treatment program or an aftercare
16 program, including, but not limited to, a program entered into under the
17 Licensee Assistance Program established pursuant to section 38-175;

18 (5) Conviction of (a) a misdemeanor or felony under Nebraska law or
19 federal law, or (b) a crime in any jurisdiction which, if committed
20 within this state, would have constituted a misdemeanor or felony under
21 Nebraska law and which has a rational connection with the fitness or
22 capacity of the applicant or credential holder to practice the
23 profession;

24 (6) Practice of the profession (a) fraudulently, (b) beyond its
25 authorized scope, (c) with gross incompetence or gross negligence, or (d)
26 in a pattern of incompetent or negligent conduct;

27 (7) Practice of the profession while the ability to practice is
28 impaired by alcohol, controlled substances, drugs, mind-altering
29 substances, physical disability, mental disability, or emotional
30 disability;

31 (8) Physical or mental incapacity to practice the profession as

1 evidenced by a legal judgment or a determination by other lawful means;

2 (9) Illness, deterioration, or disability that impairs the ability
3 to practice the profession;

4 (10) Permitting, aiding, or abetting the practice of a profession or
5 the performance of activities requiring a credential by a person not
6 credentialed to do so;

7 (11) Performing or offering to perform scleral tattooing as defined
8 in section 38-10,172 by a person not credentialed to do so;

9 (12) Having had his or her credential denied, refused renewal,
10 limited, suspended, revoked, or disciplined in any manner similar to
11 section 38-196 by another state or jurisdiction based upon acts by the
12 applicant or credential holder similar to acts described in this section;

13 (13) Use of untruthful, deceptive, or misleading statements in
14 advertisements, including failure to comply with section 38-124;

15 (14) Conviction of fraudulent or misleading advertising or
16 conviction of a violation of the Uniform Deceptive Trade Practices Act;

17 (15) Distribution of intoxicating liquors, controlled substances, or
18 drugs for any other than lawful purposes;

19 (16) Violations of the Uniform Credentialing Act or the rules and
20 regulations relating to the particular profession;

21 (17) Unlawful invasion of the field of practice of any profession
22 regulated by the Uniform Credentialing Act which the credential holder is
23 not credentialed to practice;

24 (18) Violation of the Uniform Controlled Substances Act or any rules
25 and regulations adopted pursuant to the act;

26 (19) Failure to file a report required by section 38-1,124,
27 38-1,125, or 71-552;

28 (20) Failure to maintain the requirements necessary to obtain a
29 credential;

30 (21) Violation of an order issued by the department;

31 (22) Violation of an assurance of compliance entered into under

1 section 38-1,108;

2 (23) Failure to pay an administrative penalty;

3 (24) Unprofessional conduct as defined in section 38-179;

4 (25) Violation of the Automated Medication Systems Act;~~or~~

5 (26) Failure to comply with section 38-1,147; or -

6 (27) Violation of the Unborn Child Protection Act.

7 Sec. 9. Section 38-179, Revised Statutes Cumulative Supplement,
8 2022, is amended to read:

9 38-179 For purposes of section 38-178, unprofessional conduct means
10 any departure from or failure to conform to the standards of acceptable
11 and prevailing practice of a profession or the ethics of the profession,
12 regardless of whether a person, consumer, or entity is injured, or
13 conduct that is likely to deceive or defraud the public or is detrimental
14 to the public interest, including, but not limited to:

15 (1) Receipt of fees on the assurance that an incurable disease can
16 be permanently cured;

17 (2) Division of fees, or agreeing to split or divide the fees,
18 received for professional services with any person for bringing or
19 referring a consumer other than (a) with a partner or employee of the
20 applicant or credential holder or his or her office or clinic, (b) with a
21 landlord of the applicant or credential holder pursuant to a written
22 agreement that provides for payment of rent based on gross receipts, or
23 (c) with a former partner or employee of the applicant or credential
24 holder based on a retirement plan or separation agreement;

25 (3) Obtaining any fee for professional services by fraud, deceit, or
26 misrepresentation, including, but not limited to, falsification of third-
27 party claim documents;

28 (4) Cheating on or attempting to subvert the credentialing
29 examination;

30 (5) Assisting in the care or treatment of a consumer without the
31 consent of such consumer or his or her legal representative;

1 (6) Use of any letters, words, or terms, either as a prefix, affix,
2 or suffix, on stationery, in advertisements, or otherwise, indicating
3 that such person is entitled to practice a profession for which he or she
4 is not credentialed;

5 (7) Performing, procuring, or aiding and abetting in the performance
6 or procurement of a criminal abortion;

7 (8) Knowingly disclosing confidential information except as
8 otherwise permitted by law;

9 (9) Commission of any act of sexual abuse, misconduct, or
10 exploitation related to the practice of the profession of the applicant
11 or credential holder;

12 (10) Failure to keep and maintain adequate records of treatment or
13 service;

14 (11) Prescribing, administering, distributing, dispensing, giving,
15 or selling any controlled substance or other drug recognized as addictive
16 or dangerous for other than a medically accepted therapeutic purpose;

17 (12) Prescribing any controlled substance to (a) oneself or (b)
18 except in the case of a medical emergency (i) one's spouse, (ii) one's
19 child, (iii) one's parent, (iv) one's sibling, or (v) any other person
20 living in the same household as the prescriber;

21 (13) Failure to comply with any federal, state, or municipal law,
22 ordinance, rule, or regulation that pertains to the applicable
23 profession;

24 (14) Disruptive behavior, whether verbal or physical, which
25 interferes with consumer care or could reasonably be expected to
26 interfere with such care; ~~and~~

27 (15) Violation of the Unborn Child Protection Act; and

28 (16) ~~(15)~~ Such other acts as may be defined in rules and
29 regulations.

30 Nothing in this section shall be construed to exclude determination
31 of additional conduct that is unprofessional by adjudication in

1 individual contested cases.

2 Sec. 10. Section 38-192, Reissue Revised Statutes of Nebraska, is
3 amended to read:

4 38-192 (1) If the director determines upon completion of a hearing
5 under section 38-183 or 38-186 that a violation has occurred, the
6 director may, at his or her discretion, consult with the appropriate
7 board concerning sanctions to be imposed or terms and conditions of the
8 sanctions. When the director consults with a board, the credential holder
9 and the Attorney General shall be provided with a copy of the director's
10 request, the recommendation of the board, and an opportunity to respond
11 in such manner as the director determines.

12 (2) Except as provided in subsection (3) of this section, the The
13 director shall have the authority through entry of an order to exercise
14 in his or her discretion any or all of the sanctions authorized under
15 subsection (1) of section 38-196.

16 (3) If the director determines upon completion of a hearing under
17 section 38-183 or 38-186 that a licensee has performed or induced or
18 attempted to perform or induce an abortion in violation of the Unborn
19 Child Protection Act, the director shall enter an order imposing a
20 sanction authorized under subdivision (2) of section 38-196.

21 Sec. 11. Section 38-193, Reissue Revised Statutes of Nebraska, is
22 amended to read:

23 38-193 (1) If the petition is brought with respect to subdivision
24 (3) of section 38-2021, the director shall make findings as to whether
25 the licensee's conduct was necessary to save the life of a mother whose
26 life was endangered by a physical disorder, physical illness, or physical
27 injury, including a life-endangering physical condition caused by or
28 arising from the pregnancy itself. The director shall have the authority
29 through entry of an order to exercise in his or her discretion any or all
30 of the sanctions authorized under section 38-196, irrespective of the
31 petition.

1 (2) If the petition is brought with respect to subdivision (4) of
2 section 38-2021, the director shall make findings as to whether the
3 licensee performed or induced or attempted to perform or induce an
4 abortion in violation of the Unborn Child Protection Act. If the director
5 finds such a violation, the director shall enter an order revoking the
6 licensee's credential to practice pursuant to the Uniform Credentialing
7 Act in the State of Nebraska in accordance with subsection (2) of section
8 38-196 and section 38-1,100.

9 Sec. 12. Section 38-196, Reissue Revised Statutes of Nebraska, is
10 amended to read:

11 38-196 (1) Except as provided in subsection (2) of this section,
12 upon ~~Upon~~ the completion of any hearing held regarding discipline of a
13 credential, the director may dismiss the action or impose any of the
14 following sanctions:

- 15 (a) ~~(1)~~ Censure;
- 16 (b) ~~(2)~~ Probation;
- 17 (c) ~~(3)~~ Limitation;
- 18 (d) ~~(4)~~ Civil penalty;
- 19 (e) ~~(5)~~ Suspension; or
- 20 (f) ~~(6)~~ Revocation.

21 (2) Upon completion of any hearing regarding discipline of a
22 credential for performing or inducing or attempting to perform or induce
23 an abortion in violation of the Unborn Child Protection Act, if the
24 director determines that such violation occurred, the director shall
25 impose a sanction of revocation in accordance with section 38-1,100.

26 Sec. 13. Section 38-2021, Revised Statutes Cumulative Supplement,
27 2022, is amended to read:

28 38-2021 Unprofessional conduct means any departure from or failure
29 to conform to the standards of acceptable and prevailing practice of
30 medicine and surgery or the ethics of the profession, regardless of
31 whether a person, patient, or entity is injured, or conduct that is

1 likely to deceive or defraud the public or is detrimental to the public
2 interest, including, but not limited to:

3 (1) Performance by a physician of an abortion as defined in
4 subdivision (1) of section 28-326 under circumstances when he or she will
5 not be available for a period of at least forty-eight hours for
6 postoperative care unless such postoperative care is delegated to and
7 accepted by another physician;

8 (2) Performing an abortion upon a minor without having satisfied the
9 requirements of sections 71-6901 to 71-6911;

10 (3) The intentional and knowing performance of a partial-birth
11 abortion as defined in subdivision (8) of section 28-326, unless such
12 procedure is necessary to save the life of the mother whose life is
13 endangered by a physical disorder, physical illness, or physical injury,
14 including a life-endangering physical condition caused by or arising from
15 the pregnancy itself; and

16 (4) Performing or inducing or attempting to perform or induce
17 ~~Performance by a physician of an abortion in violation of the Pain-~~
18 ~~Capable Unborn Child Protection Act.~~

19 Sec. 14. Section 38-2894, Revised Statutes Cumulative Supplement,
20 2022, is amended to read:

21 38-2894 (1) A registration to practice as a pharmacy technician may
22 be denied, refused renewal, removed, or suspended or have other
23 disciplinary measures taken against it by the department, with the
24 recommendation of the board, for failure to meet the requirements of or
25 for violation of any of the provisions of subdivisions (1) through (18)
26 and (20) through (27) ~~(26)~~ of section 38-178 and sections 38-2890 to
27 38-2897 or the rules and regulations adopted under such sections.

28 (2) If the department proposes to deny, refuse renewal of, or remove
29 or suspend a registration, it shall send the applicant or registrant a
30 notice setting forth the action to be taken and the reasons for the
31 determination. The denial, refusal to renew, removal, or suspension shall

1 become final thirty days after mailing the notice unless the applicant or
2 registrant gives written notice to the department of his or her desire
3 for an informal conference or for a formal hearing.

4 (3) Notice may be served by any method specified in section
5 25-505.01, or the department may permit substitute or constructive
6 service as provided in section 25-517.02 when service cannot be made with
7 reasonable diligence by any of the methods specified in section
8 25-505.01.

9 (4) Pharmacy technicians may participate in the Licensee Assistance
10 Program described in section 38-175.

11 Sec. 15. If any section in this act or any part of any section is
12 declared invalid or unconstitutional, the declaration shall not affect
13 the validity or constitutionality of the remaining portions.

14 Sec. 16. Original sections 28-3,102, 28-3,103, 28-3,106, 28-3,107,
15 28-3,108, 28-3,111, 38-192, 38-193, and 38-196, Reissue Revised Statutes
16 of Nebraska, and sections 28-347, 38-178, 38-179, 38-2021, and 38-2894,
17 Revised Statutes Cumulative Supplement, 2022, are repealed.

18 Sec. 17. The following sections are outright repealed: Sections
19 28-3,104, 28-3,109, and 28-3,110, Reissue Revised Statutes of Nebraska.

20 Sec. 18. Since an emergency exists, this act takes effect when
21 passed and approved according to law.