

LEGISLATURE OF NEBRASKA
ONE HUNDREDTH LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 293

Introduced By: Pedersen, 39; White, 8
Read first time: January 10, 2007
Committee: Judiciary

A BILL

1 FOR AN ACT relating to infectious disease exposure; to amend
2 section 71-507, Revised Statutes Cumulative Supplement,
3 2006; to redefine terms; and to repeal the original section.
4 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 71-507, Revised Statutes Cumulative
2 Supplement, 2006, is amended to read:

3 71-507. For purposes of sections 71-507 to 71-513:

4 (1) Alternate facility means a facility other than a health
5 care facility that receives a patient transported to the facility by
6 an emergency services provider;

7 (2) Department means the Department of Health and Human
8 Services Regulation and Licensure;

9 (3) Designated physician means the physician representing
10 the emergency services provider as identified by name, address, and
11 telephone number on the significant exposure report form. The
12 designated physician shall serve as the contact for notification in
13 the event an emergency services provider believes he or she has had
14 significant exposure to an infectious disease or condition. Each
15 emergency services provider shall designate a physician as provided in
16 subsection (2) of section 71-509;

17 (4) Emergency services provider means an out-of-hospital
18 emergency care provider certified pursuant to the Emergency Medical
19 Services Act, a sheriff, a deputy sheriff, a police officer, a ~~state~~
20 ~~highway patrol~~ Nebraska State Patrol officer, a funeral director, a
21 paid or volunteer firefighter, a school district employee, and a
22 person rendering emergency care gratuitously as described in section
23 25-21,186;

24 (5) Funeral director means a person licensed under section
25 71-1302 or an employee of such a person with responsibility for
26 transport or handling of a deceased human;

27 (6) Funeral establishment means a business licensed under

1 section 71-1327;

2 (7) Health care facility has the meaning found in sections
3 71-419, 71-420, 71-424, and 71-429 or any facility that receives
4 patients of emergencies who are transported to the facility by
5 emergency services providers;

6 (8) Infectious disease or condition means hepatitis B,
7 hepatitis C, meningococcal meningitis, active pulmonary tuberculosis,
8 human immunodeficiency virus, diphtheria, plague, hemorrhagic fevers,
9 rabies, and such other diseases as the department may by rule and
10 regulation specify;

11 (9) Patient means an individual who is sick, injured,
12 wounded, deceased, or otherwise helpless or incapacitated;

13 (10) Patient's attending physician means the physician
14 having the primary responsibility for the patient as indicated on the
15 records of a health care facility;

16 (11) Provider agency means any law enforcement agency, fire
17 department, emergency medical service, funeral establishment, or other
18 entity which employs or directs emergency services providers or public
19 safety officials;

20 (12) Public safety official means a sheriff, a deputy
21 sheriff, a police officer, a ~~state highway patrol~~ Nebraska State
22 Patrol officer, an individual employed by the Department of
23 Correctional Services, an individual employed by a city or county
24 correctional facility, jail, or juvenile detention facility, a paid
25 or volunteer firefighter, a school district employee, and any
26 civilian law enforcement employee or volunteer performing his or her
27 duties, other than those as an emergency services provider;

1 (13) Responsible person means an individual who has been
2 designated by an alternate facility to carry out the facility's
3 responsibilities under sections 71-507 to 71-513. A responsible person
4 may be designated on a case-by-case basis;

5 (14) Significant exposure means a situation in which the
6 body fluids, including blood, saliva, urine, respiratory secretions,
7 or feces, of a patient or individual have entered the body of an
8 emergency services provider or public safety official through a body
9 opening including the mouth or nose, a mucous membrane, or a break in
10 skin from cuts or abrasions, from a contaminated needlestick or
11 scalpel, from intimate respiratory contact, or through any other
12 situation when the patient's or individual's body fluids may have
13 entered the emergency services provider's or public safety official's
14 body or when an airborne pathogen may have been transmitted from the
15 patient or individual to the emergency services provider or public
16 safety official; and

17 (15) Significant exposure report form means the form used by
18 the emergency services provider to document information necessary for
19 notification of significant exposure to an infectious disease or
20 condition.

21 Sec. 2. Original section 71-507, Revised Statutes Cumulative
22 Supplement, 2006, is repealed.