

LEGISLATURE OF NEBRASKA

ONE HUNDREDTH LEGISLATURE

SECOND SESSION

LEGISLATIVE BILL 713

Introduced by Pahls, 31.

Read first time January 09, 2008

Committee: Health and Human Services

A BILL

1 FOR AN ACT relating to medicine and surgery; to amend section
2 38-2037, Revised Statutes Supplement, 2007; to prohibit
3 use of certain substances as prescribed; to provide an
4 operative date; and to repeal the original section.

5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 38-2037, Revised Statutes Supplement,
2 2007, is amended to read:

3 38-2037 (1) In addition to the grounds for disciplinary
4 action found in sections 38-178 and 38-179, a license to practice
5 medicine and surgery or osteopathic medicine and surgery may be
6 denied, refused renewal, limited, revoked, or suspended or have
7 other disciplinary measures taken against it in accordance with
8 section 38-196 when the applicant or licensee:

9 (a) Administers or authorizes the administration of
10 phosphatidylcholine or sodium deoxycholate, or any combination
11 of these substances, by subcutaneous injection for the purpose of
12 eliminating or reducing localized fat accumulation; or

13 (b) Fails ~~fails~~ to comply with the provisions of section
14 71-603.01, 71-604, 71-605, or 71-606 relating to the signing of
15 birth and death certificates.

16 (2) Subdivision (1)(a) of this section does not apply
17 to an applicant or licensee that administers or authorizes the
18 administration of phosphatidylcholine or sodium deoxycholate, or
19 any combination of these substances, with the approval of the
20 United States Food and Drug Administration in accordance with an
21 application filed pursuant to section 505 of the Federal Food,
22 Drug, and Cosmetic Act, 21 U.S.C. 355, as such section existed on
23 January 1, 2008.

24 Sec. 2. This act becomes operative on December 1, 2008.

25 Sec. 3. Original section 38-2037, Revised Statutes

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1 Supplement, 2007, is repealed.