

LEGISLATURE OF NEBRASKA
ONE HUNDREDTH LEGISLATURE
SECOND SESSION
LEGISLATIVE BILL 738

Introduced by Fulton, 29.

Read first time January 09, 2008

Committee: Health and Human Services

A BILL

1 FOR AN ACT relating to the brain injury registry; to amend section
2 81-655, Reissue Revised Statutes of Nebraska, section
3 81-656, Revised Statutes Cumulative Supplement, 2006, and
4 section 81-657, Revised Statutes Supplement, 2007; to
5 change provisions relating to notification and reporting;
6 to harmonize provisions; and to repeal the original
7 sections.

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

1 Section 1. Section 81-655, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 81-655 The department shall establish and maintain a
4 central registry of information concerning persons with brain or
5 head injury that occurs within the state, which information the
6 department deems necessary and appropriate (1) for the statistical
7 identification and planning for treatment and rehabilitation of
8 persons with brain or head injury and prevention of such injury and
9 (2) to ensure the provision of information to persons with brain
10 or head injury regarding appropriate public or private agencies
11 that provide rehabilitative services so that persons with brain or
12 head injury may obtain needed services to alleviate such injury
13 and avoid secondary problems, including, but not limited to, mental
14 illness and chemical dependency. Any information released from the
15 registry shall be disclosed as Class I, Class II, and Class IV data
16 as provided in sections 81-663 to 81-675, except as provided in
17 section 81-656.

18 Sec. 2. Section 81-656, Revised Statutes Cumulative
19 Supplement, 2006, is amended to read:

20 81-656 In order to implement the intent and purposes of
21 section 81-653, the department shall:

22 (1) Adopt and promulgate necessary rules and regulations,
23 including a uniform system of classification of brain or head
24 injury which is consistent with medically and clinically accepted
25 standards and definitions for use in reporting by treating medical

1 personnel and hospitals. The department shall be guided by the
2 standards and definitions of the International Classification of
3 Disease, Clinical Modification Coding System of the World Health
4 Organization; ~~and~~

5 (2) Comply with all necessary requirements in order to
6 obtain funds or grants; and -

7 (3) Within thirty days after receiving a report of brain
8 or head injury, notify the person with such injury of resources and
9 services available in Nebraska.

10 The furnishing of information to persons with brain or
11 head injury by the department shall not subject any person or
12 facility to any action for damages or other relief if such person
13 or facility acted in good faith.

14 Sec. 3. Section 81-657, Revised Statutes Supplement,
15 2007, is amended to read:

16 81-657 (1) If a person with brain or head injury is
17 not admitted to a hospital within the state but is treated in
18 this state in the office of a physician or psychologist licensed
19 under the Uniform Credentialing Act, the treating physician or
20 psychologist shall report the brain or head injury to the
21 department within thirty days after identification of the person
22 sustaining such injury. Each treating physician or psychologist
23 shall be required to report each brain or head injury only one
24 time.

25 (2) Each hospital and each rehabilitation center located

1 within a hospital in the State of Nebraska shall ~~annually~~ report to
2 the department a brain or head injury which results in admission or
3 treatment within thirty days after such admission or treatment.

4 (3) The report shall contain the following information
5 about the person sustaining the injury:

6 (a) Name;

7 (b) Social security number;

8 (c) Date of birth;

9 (d) Gender;

10 (e) Residence;

11 (f) Date of the injury;

12 (g) Final diagnosis or classification of the injury
13 according to the International Classification of Disease, Clinical
14 Modification Coding System, as adopted by the department;

15 (h) Cause of the injury and, if practicable, whether the
16 injury resulted from an accident involving the use of alcohol;

17 (i) Place or site of occurrence of the injury;

18 (j) Identification of the reporting source;

19 (k) Dispensation upon discharge;

20 (l) Payor source; and

21 (m) Any additional information the department can
22 demonstrate is reasonable in order to implement the purposes stated
23 in section 81-653.

24 Sec. 4. Original section 81-655, Reissue Revised
25 Statutes of Nebraska, section 81-656, Revised Statutes Cumulative

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1 Supplement, 2006, and section 81-657, Revised Statutes Supplement,
2 2007, are repealed.