

ONE HUNDRED SECOND LEGISLATURE - FIRST SESSION - 2011
COMMITTEE STATEMENT
LB534

Hearing Date: Thursday March 03, 2011
Committee On: Health and Human Services
Introducer: Smith
One Liner: Adopt the Phototherapy Practice Act

Roll Call Vote - Final Committee Action:
Indefinitely postponed

Vote Results:

Aye: 7 Senators Bloomfield, Campbell, Cook, Gloor, Howard, Krist, Wallman
Nay:
Absent:
Present Not Voting:

Proponents:

Senator Jim Smith
Barton D. Bonn
Laura Armas

Representing:

District #14
Ashley Lynn's, Inc.
Self

Opponents:

Kathryn Chandra
David Buntain
Julie Erickson

Representing:

Nebraska Dermatology Society
Nebraska Medical Association
Nebraska Physical Therapy Association

Neutral:

Representing:

Summary of purpose and/or changes:

LB 534 provides that the Legislature declare that the Phototherapy Practice Act is enacted in the interest of the public health, safety and welfare and is intended to regulate the trade of phototherapy. The bill defines phototherapy as the provision of ultraviolet light to an individual for the treatment of a condition determined to be treatable by exposing an individual to specific wavelengths or light, either upon referral from a physician or other health care professional with appropriate diagnostic capability, or in the course of direct treatment when no referral is required by law.

The bill requires an individual who holds himself as to being a registered phototherapist to be registered pursuant to the act and shall be considered a medical professional in this state only for the sole and limited purpose of providing phototherapy. To be eligible for registration as a photo therapist an individual shall be at least seventeen years of age and pass an examination approved by the board. An individual may provide ultraviolet light treatment or service in accordance with existing law without being registered.

LB 534 outlines the process of approval by the board for examination to test the fitness of an individual to practice phototherapy; and the process for certification, registration and setting fees.

The bill provides for three members appointed by the Governor to serve on the Board of Phototherapy and outlines the terms for their appointments. The bill provides for election of officers, record keeping, meeting guidelines, and reimbursement for expenses. The board shall adopt, promulgate and enforce rules, regulations and orders necessary to

carry out the Phototherapy Practice Act. The bill creates the Phototherapy Practice Fund for the administration of the act, including fees, fund transfers and investment.

Kathy Campbell, Chairperson