

LEGISLATURE OF NEBRASKA  
ONE HUNDRED SECOND LEGISLATURE  
FIRST SESSION  
**LEGISLATIVE BILL 687**

Introduced by Schilz, 47.

Read first time January 19, 2011

Committee: Health and Human Services

A BILL

1 FOR AN ACT relating to the Uniform Credentialing Act; to amend  
2 section 38-131, Reissue Revised Statutes of Nebraska, and  
3 section 38-3301, Revised Statutes Cumulative Supplement,  
4 2010; to provide for issuance of a veterinarian locum  
5 tenens; to harmonize provisions; to repeal the original  
6 sections; and to declare an emergency.

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

1           Section 1. Section 38-131, Reissue Revised Statutes of  
2 Nebraska, is amended to read:

3           38-131 (1) An applicant for an initial license to  
4 practice a profession which is authorized to prescribe controlled  
5 substances shall be subject to a criminal background check. Except as  
6 provided in subsection (3) of this section, the applicant shall  
7 submit with the application a full set of fingerprints which shall be  
8 forwarded to the Nebraska State Patrol to be submitted to the Federal  
9 Bureau of Investigation for a national criminal history record  
10 information check. The applicant shall authorize release of the  
11 results of the national criminal history record information check to  
12 the department. The applicant shall pay the actual cost of the  
13 fingerprinting and criminal background check.

14           (2) This section shall not apply to a dentist who is an  
15 applicant for a dental locum tenens under section 38-1122, ~~or~~ to a  
16 physician or osteopathic physician who is an applicant for a  
17 physician locum tenens under section 38-2036, or to a veterinarian  
18 who is an applicant for a veterinarian locum tenens under section 3  
19 of this act.

20           (3) An applicant for a temporary educational permit as  
21 defined in section 38-2019 shall have ninety days from the issuance  
22 of the permit to comply with subsection (1) of this section and shall  
23 have his or her permit suspended after such ninety-day period if the  
24 criminal background check is not complete or revoked if the criminal  
25 background check reveals that the applicant was not qualified for the

1 permit.

2           Sec. 2. Section 38-3301, Revised Statutes Cumulative  
3 Supplement, 2010, is amended to read:

4           38-3301 Sections 38-3301 to 38-3334 and section 3 of this  
5 act shall be known and may be cited as the Veterinary Medicine and  
6 Surgery Practice Act.

7           Sec. 3. When circumstances indicate a need for the  
8 issuance of a veterinarian locum tenens in the State of Nebraska, the  
9 department, with the recommendation of the board, may issue a  
10 veterinarian locum tenens to an individual who holds an active  
11 license to practice veterinary medicine and surgery in another state  
12 if the requirements regarding education and examination for licensure  
13 in that state are equal to or exceed the requirements regarding  
14 education and examination for licensure in Nebraska. A veterinarian  
15 locum tenens may be issued for a period not to exceed ninety days in  
16 any twelve-month period.

17           Sec. 4. Original section 38-131, Reissue Revised Statutes  
18 of Nebraska, and section 38-3301, Revised Statutes Cumulative  
19 Supplement, 2010, are repealed.

20           Sec. 5. Since an emergency exists, this act takes effect  
21 when passed and approved according to law.