

LEGISLATURE OF NEBRASKA
ONE HUNDRED FIFTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 287

Introduced by Wishart, 27.

Read first time January 11, 2017

Committee: Health and Human Services

- 1 A BILL FOR AN ACT relating to the Child and Maternal Death Review Act; to
- 2 amend section 71-3407, Revised Statutes Cumulative Supplement, 2016;
- 3 to provide duties for the State Child and Maternal Death Review
- 4 Team; and to repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 71-3407, Revised Statutes Cumulative Supplement,
2 2016, is amended to read:

3 71-3407 (1) The purposes of the team shall be to (a) develop an
4 understanding of the causes and incidence of child or maternal deaths in
5 this state, (b) develop recommendations for changes within relevant
6 agencies and organizations which may serve to prevent child or maternal
7 deaths, and (c) advise the Governor, the Legislature, and the public on
8 changes to law, policy, and practice which will prevent child or maternal
9 deaths.

10 (2) The team shall:

11 (a) Undertake annual statistical studies of the causes and incidence
12 of child or maternal deaths in this state. The studies shall include, but
13 not be limited to, an analysis of the records of community, public, and
14 private agency involvement with the children, the pregnant or postpartum
15 women, and their families prior to and subsequent to the child or
16 maternal deaths;

17 (b) Develop a protocol for retrospective investigation of child or
18 maternal deaths by the team;

19 (c) Develop a protocol for collection of data regarding child or
20 maternal deaths by the team;

21 (d) Consider training needs, including cross-agency training, and
22 service gaps;

23 (e) Include in its annual report recommended changes to any law,
24 rule, regulation, or policy needed to decrease the incidence of
25 preventable child or maternal deaths;

26 (f) Educate the public regarding the incidence and causes of child
27 or maternal deaths, the public role in preventing child or maternal
28 deaths, and specific steps the public can undertake to prevent child or
29 maternal deaths. The team may enlist the support of civic, philanthropic,
30 and public service organizations in the performance of its educational
31 duties;

1 (g) Provide the Governor, the Legislature, and the public with
2 annual reports which shall include the team's findings and
3 recommendations for each of its duties. ~~For 2013 and 2014, the team shall~~
4 ~~also provide the report to the Health and Human Services Committee of the~~
5 ~~Legislature on or before September 15.~~ The reports submitted to the
6 Legislature shall be submitted electronically; and

7 (h) When appropriate, make referrals to those agencies as required
8 in section 28-711 or as otherwise required by state law.

9 (3) The team may enter into consultation agreements with relevant
10 experts to evaluate the information and records collected by the team.
11 All of the confidentiality provisions of section 71-3411 shall apply to
12 the activities of a consulting expert.

13 (4) The team may enter into written agreements with qualified
14 entities to provide for the secure storage of electronic data based on
15 information and records collected by the team, including data that
16 contain personal or incident identifiers. Such agreements shall provide
17 for the protection of the security and confidentiality of the content of
18 the information, including access limitations, storage of the
19 information, destruction of the information, and use of the information
20 by the qualified entity.

21 (5) ~~(4)~~ The team may enter into agreements with a local public
22 health department as defined in section 71-1626 to act as the agent of
23 the team in conducting all information gathering and investigation
24 necessary for the purposes of the Child and Maternal Death Review Act.
25 All of the confidentiality provisions of section 71-3411 shall apply to
26 the activities of the agent.

27 Sec. 2. Original section 71-3407, Revised Statutes Cumulative
28 Supplement, 2016, is repealed.