



Nebraska Veterinary Medical Association

Weekly Report for Bills of Interest on 02/08/2019

The full text of all bills and other information is available by clicking on the bill number on the chart or online at
www.nebraskalegislature.gov

Document	Description	Position	Committee	Hearing Date	Status
LB29	(Kolterman) Provide and eliminate telehealth provisions <i>Any credential holder under the Uniform Credentialing Act (except a credential holder under the Athletic Training, the Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art, the Dialysis Patient Care Technician, the Environmental Health Specialists, the Funeral Directing and Embalming, the Massage Therapy, the Medical Radiography, the Nursing Home Administrator, the Surgical First Assistant, or the Water Well Standards and Contractors' Practice or Registration Acts) may establish a provider-patient relationship through telehealth. Any credential holder providing a telehealth service to a patient may prescribe the patient a drug if the credential holder is authorized to prescribe under state and federal law.</i> <i>NHA Legislation</i>		Health and Human Services	02/06/2019	In Committee 01/14/2019
LB61	(Halloran) Change and eliminate provisions relating to rabies <i>Updates rabies statutes to better align with current science. Revises definition of domestic animal to include ferret and specify specie. Revises reference to the "Compendium" to more accurately reflect the actual name (Compendium of Animal Rabies Prevention and Control). Revises domestic animal rabies vaccination requirements to be consistent with vaccine labeling rather than Department rules. Revises rulemaking authority to provide appropriate authority for DHHS to adopt and promulgate rules and regulations that best align with most up-to-date scientific knowledge and associated evidence-based practice. Revises law to specify that only dogs, cats, and ferrets that expose a person be subjected to post-incident management as provided in rules and regulations. Removes broad reference to "animal." Revises law to specify that domestic or hybrid animals or livestock known to have been exposed to a confirmed or suspected rabid animal be subjected to post-exposure management as provided in rules and regulations.</i> <i>AM41 (Agriculture): Adds dosage, number of years effective, and the date by which the next vaccination is due to the list of items veterinarians must include in a certificate of rabies vaccinations when vaccinating an animal. Adds "To protect the health, safety, and welfare of the public and to ensure, to the greatest extent possible, efficient and adequate practices" as the purpose of DHHS rulemaking for the control and prevention and rabies.-ADOPTED 1/30/19</i> <i>NVMA Legislation</i>	Support	Agriculture	01/22/2019	Select File 02/04/2019
LB112	(Howard) Provide for waiver of certain occupational and licensing fees as prescribed <i>All fees for initial credentials under the Uniform Credentialing Act for low-income individuals, military families, and young workers shall be waived.</i>	Support	Health and Human Services	02/06/2019	In Committee 01/14/2019
LB297	(Scheer) Appropriate funds for capital construction and property acquisition <i>-Maintains funding for current capital projects previously approved, including \$5,101,000 in FY 2019-20 and \$2,165,928 in FY 2020-21 for the Veterinary Diagnostic Center.</i> <i>-Provides for the planning, design, construction and development of two new high security housing units with design capacity up to 384 new beds, as well as counseling and educational space and adjoining outdoor recreation areas at the Reception and Treatment Center (Lincoln Corrections Center). The recommendations include funding \$2,080,000 NCCF in FY 2019-20, \$31,989,000 NCCF in FY 2020-21, and an additional \$14,891,000 NCCF in future years to build these new facilities.</i>	Support	Appropriations		In Committee 01/17/2019



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LB314	<p>(Briese) Adopt the Remote Seller Sales Tax Collection Act and change revenue and taxation provisions</p> <p><i>Imposes and increases a number of taxes and directs the proceeds to Property Tax Credit Relief Fund and school aid. Creates the Remote Seller Sales Tax Collection Act, which subjects out-of-state, remote sellers of property for delivery into the state to sales tax in Nebraska (see also LB 18), if there are more than \$100,000 of revenue or completed 200 or more transactions into Neb; increases sales tax from 5.5% to 6% and adds sales taxes on certain services including animal specialty and pet-related services, including veterinary services, specialty services performed on livestock, and animal grooming performed by a licensed veterinarian or a licensed veterinary technician in conjunction with medical treatment; provides that, for taxable years beginning on or after Jan. 1, 2020, residents who are shareholders of a small business corporation or who are members of an LLC, shall include in their Neb. taxable income, to the extent includable in federal gross income, their proportionate share of such corporation's or LLC's federal income; such residents shall include in Neb. taxable income fair compensation for services rendered to such corporation or LLC; the tax on wholesalers and manufacturers of beer is raised to \$1.38/gallon, and \$3.51/gallon of wine; revenue derived from increased tax rates shall be credited to the Property Tax Credit Cash Fund; increases the amount of paid documentary stamp taxes required to make a transaction of real property to be considered a sale from \$2.25 to \$2.75; increases cigarette tax to \$2.14 (up from \$0.64 and adds vapor products to the list of tobacco products); provides that beginning Jan. 1, 2020, \$1.50 of this tax shall be placed in the Property Tax Credit Cash Fund; on or after Jan. 1, 2020, a surtax is imposed on any individual who: is subject to state income taxes and has federal adjusted gross income for the taxable year of 500k or more at a rate of 7.84%;; provides that for school fiscal year 2020-21 and each thereafter, each local system's allocated income tax funds shall be calculated by multiplying the local system's income tax liability by 20%; creates the School Financing Review Commission and establishes member qualifications and duties.</i></p>	Oppose	Revenue	02/14/2019	In Committee 01/18/2019
LB344	<p>(Agriculture) Adopt the Animal Health and Disease Control Act, eliminate and provide duties for the Department of Agriculture, eliminate various acts, terminate and transfer certain funds, create a fund, and provide penalties</p> <p><i>Makes many changes to the Animal Health and Disease Control Act. Consolidates, updates, and clarifies animal health authorities. Remove statutory prescription that creates the Bureau of Animal Health and revises statutory authorities assigned the state veterinarian. Defines terms, including accredited veterinarian, certificate of veterinary inspection, dangerous disease. Creates express authority for the Department of Agriculture to protect the health of livestock in Nebraska and determine and employ the most efficient and practical means for prevention, suppression, control, and eradication of dangerous diseases among livestock and transmissible from other animals to livestock and provides authority for quarantine, euthanasia, regulation of movement, inspection, and detention. Provides express authority for the Department on import violations and management of bovine trichomoniasis. Adds due process provisions for regulated parties. Provides express authority to assess administrative fines for violations of the Act, for administrative hearings, for cease and desist orders, and for jurisdiction over import violators.</i></p>	Monitor	Agriculture	02/05/2019	In Committee 01/18/2019
LB382	<p>(Geist) Change the Dog and Cat Purchase Protection Act</p> <p><i>Requires that sellers have available for customer review a certificate containing required information on the pet being purchased. Currently, they must only deliver the certificate with the pet. Requires pet shops to maintain documentation on pets for the duration of the pet being housed at the shop and for at least a year after sale. Prohibits pet shops from knowingly selling inbred dogs. Prohibits municipalities from enacting law to regulate activity governed by this statute or to circumvent it.</i></p>	Monitor	Agriculture		In Committee 01/22/2019



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LB489	(Howard) Require registration for the prescription drug monitoring system <i>Requires credential holders under the Uniform Credentialing Act who are prescribers or dispensers to register for the prescription drug monitoring system. Requires the establishment of a system of registration for credential holders and that registration be a requirement for renewal of the credential. Provides that no fee be charged for registration.</i>	Monitor	Health and Human Services		In Committee 01/24/2019
LB497	(Friesen) Adopt the School District Property Tax Authority Act and change revenue and taxation provisions <i>Limits school district's property tax authority and establishes minimum local school aid funding. Increases taxes on beer and wine wholesalers and manufacturers. Decreases school district taxation on ag land over time to 40% by 2020. Ends the Personal Property Tax exemption after tax year 2020. Eliminates several tax exemptions, including food for home consumption; non-business vehicle maintenance and repair, clothing cleaning, real property maintenance, personal care services, pet-related services, and storage services. Increases the cigarette tax from 64 cents to \$2.14 per package.</i>	Oppose	Revenue	02/14/2019	In Committee 01/24/2019
LB507	(Briese) Impose sales tax on certain services and eliminate sales tax exemptions <i>Expands the category of taxable gross receipts to include income from a host of additional services including pet-related services which specifically enumerates veterinary services, specialty services performed on livestock, and animal grooming performed by a licensed veterinarian or a licensed veterinary technician in conjunction with medical treatment; eliminates sales and use tax exemptions for food provided by public or private schools or school districts, and fees and admissions charged for political events or by schools and non-profits; eliminates tax exemptions for leased property, coin-operated laundry machines, state lottery tickets, prepaid calling services, purchases of certain property and fine art by museums, purchases by historic automobile museums, currency or bullion, and sale of membership or admission to zoos or aquariums. (See also LB 508 which does not tax pet related services.)</i>	Oppose	Revenue		In Committee 01/24/2019
LB546	(Wishart) Create Spay and Neuter Awareness license plates and a low-income spay and neuter grant program <i>Requires the Ag Department, in collaboration with an organization dedicated to the care of cats and dogs, to create and administer a low-income grant program for the purpose of providing funding to entities that spay or neuter cats of dogs, using funds collected from Spay and Neuter license plants that include the words "I support responsible pet owners" with each plate being accompanied by a fee of \$40 for such purposes.</i>	Neutral	Transportation and Telecommunications	02/05/2019	In Committee 01/24/2019
LB548	(Howard) Prohibit restraining animals during certain disasters or weather events <i>Establishes a Class I misdemeanor for restraining an animal and leaving a cat, dog, bird, rabbit, rodent, or reptile unsheltered or unattended in the event of a severe weather event or disaster, including a tornado, or after an evacuation order has been issued.</i>	Monitor	Judiciary	02/20/2019	In Committee 01/24/2019
LB556	(Howard) Change provisions relating to the prescription drug monitoring program	Monitor	Health and Human Services	02/13/2019	In Committee 01/24/2019



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	<i>Information required for prescribers (other than veterinarians) must now include a patient identifier number; number of refills authorized; available prescription directions and any other information as required by the Dispenser's Implementation Guide for the prescription drug monitoring program developed by NeHII in collaboration with DHHS. The statewide health information exchange/PDMP may release data collected for statistical, public research, public policy, or educational purposes after removing information which identifies the patient or prescriber. Also allows for the distributions of the prescription drug information and any other data collected pursuant to the PDMP to: other state prescription drug monitoring programs; state and regional health information exchanges; the medical director and pharmacy director of the Division of Medicaid and Long-Term Care, the medical directors and pharmacy directors of medicaid-managed care entities, the state's medicaid drug utilization review board, and any other state-administered health insurance program or its designee if any such entities have a current data-sharing agreement with the statewide health information exchange, and if such release is in accordance with the HIPPA; organizations which facilitate the interoperability and mutual exchange of information among state prescription drug monitoring programs or state or regional health information exchanges; or electronic health record systems or pharmacy-dispensing software systems for the purpose of integrating prescription drug information into a patient's medical record.</i>				
LB557	(Lindstrom) Change provisions relating to prescriptions for controlled substances	Amend	Health and Human Services	02/13/2019	In Committee 01/24/2019
	<i>Requires the prescribing practitioner involved in the course of treatment as the primary prescribing practitioner or as a member of the patient's care team who is under the direct supervision or in consultation with the primary prescribing practitioner to discuss with the patient the risks of controlled substances and opiates, unless such conversation has already taken place within the last 60 days. Does not apply to hospice, cancer, or palliative care treatment. For purposes of the requirement above and the limitation on prescriptions for patients under 18 years of age, prescribing practitioner includes: physician, a physician assistant, a dentist, a veterinarian, a pharmacist, a podiatrist, an optometrist, a certified nurse midwife, a certified registered nurse anesthetist, a nurse practitioner, a scientific investigator, a pharmacy, a hospital, or any other person licensed, registered, or otherwise permitted to distribute, dispense, prescribe, conduct research with respect to, or administer a controlled substance in the course of practice or research in this state, including an emergency medical service.</i>				
LB673	(Hilkemann) Change Nebraska Health Care Cash Fund provisions and state intent relating to an appropriation for data collection and analysis on antimicrobial resistant bacteria	Monitor	Appropriations		In Committee 01/25/2019
	<i>Appropriates \$250,000 to the University of Nebraska from the Nebraska Health Care Cash Fund for data collection and analysis on antimicrobial resistant bacteria.</i>				
LB736	(Murman) Provide restriction s on occupation taxes, license fees, and regulation by counties and municipalities	Support	Government, Military and Veterans Affairs		In Committee 01/25/2019
	<i>Beginning Jan. 1, 2020: no occupation tax or license fee shall be greater than \$25 annually; and no new occupation tax or license fee shall be imposed by a city, village or county on a profession or business that provides goods or services; and no licensing requirements shall be imposed by a city, village, or county on any profession or business which is subject to state licensing requirements.</i>				