

AMENDMENTS TO LB853

(Amendments to E & R amendments, ER162)

Introduced by Coash

1 1. Insert the following new section:

2 Sec. 45. Section 71-3405, Revised Statutes Supplement,
3 2013, is amended to read:

4 71-3405 For purposes of the Child and Maternal Death
5 Review Act:

6 (1) Child means a person from birth to eighteen years of
7 age;

8 (2) Investigation of child death means a review of
9 existing records and other information regarding the child from
10 relevant agencies, professionals, and providers of medical, dental,
11 prenatal, and mental health care. The records to be reviewed
12 may include, but not be limited to, medical records, coroner's
13 reports, autopsy reports, social services records, records of
14 alternative response cases under alternative response demonstration
15 projects implemented in accordance with sections 2 to 4 of this
16 act, educational records, emergency and paramedic records, and law
17 enforcement reports;

18 (3) Investigation of maternal death means a review of
19 existing records and other information regarding the woman from
20 relevant agencies, professionals, and providers of medical, dental,
21 prenatal, and mental health care. The records to be reviewed may
22 include, but not be limited to, medical records, coroner's reports,

1 autopsy reports, social services records, educational records,
2 emergency and paramedic records, and law enforcement reports;

3 (4) Maternal death means the death of a woman during
4 pregnancy or the death of a postpartum woman;

5 (5) Postpartum woman means a woman during the period of
6 time beginning when the woman ceases to be pregnant and ending one
7 year after the woman ceases to be pregnant;

8 (6) Preventable child or maternal death means the death
9 of any child or pregnant or postpartum woman which reasonable
10 medical, social, legal, psychological, or educational intervention
11 may have prevented. Preventable child or maternal death includes,
12 but is not limited to, the death of a child or pregnant or
13 postpartum woman from (a) intentional and unintentional injuries,
14 (b) medical misadventures, including untoward results, malpractice,
15 and foreseeable complications, (c) lack of access to medical care,
16 (d) neglect and reckless conduct, including failure to supervise
17 and failure to seek medical care for various reasons, and (e)
18 preventable premature birth;

19 (7) Reasonable means taking into consideration the
20 condition, circumstances, and resources available; and

21 (8) Team means the State Child and Maternal Death Review
22 Team.

23 2. On page 4, line 19, after "implementation" insert
24 "plan".

25 3. On page 5, strike line 3 and insert "this section to
26 the commission and electronically to the Legislature by November".

27 4. On page 7, lines 4 and 5, strike "the provisions of

1 this legislative bill" and insert "sections 2 to 4 of this act";
2 and strike beginning with "that" in line 24 through "and" in line
3 26 and insert "pursuant to the department's rules, regulations, and
4 policies, to evaluate the information, and to".

5 5. On page 9, line 8, after the second comma insert "the
6 age of the child or children".

7 6. On page 13, strike beginning with "The" in line 10
8 through the period in line 11 and show as stricken.

9 7. Renumber the remaining sections and correct the
10 repealer accordingly.