

AMENDMENTS TO LB 528

(Amendments to Standing Committee amendments, AM605)

Introduced by Kintner

1           1. Insert the following new section:

2           Sec. 4. Section 71-504, Reissue Revised Statutes of  
3 Nebraska, is amended to read:

4           71-504 The chief medical officer as designated in section  
5 81-3115, or local director of health, if a physician, or his or  
6 her agent, or any physician, upon consultation by any person as  
7 a patient, shall, with the consent of such person who is hereby  
8 granted the right of giving such consent, make or cause to be  
9 made a diagnostic examination for sexually transmitted diseases  
10 and prescribe for and treat such person for sexually transmitted  
11 diseases including prophylactic treatment for exposure to sexually  
12 transmitted diseases whenever such person is suspected of having  
13 a sexually transmitted disease or contact with anyone having a  
14 sexually transmitted disease. ~~All~~ Except as provided in section 1  
15 of this act, all such examinations and treatment may be performed  
16 without the consent of or notification to the parent, parents,  
17 guardian, or any other person having custody of such person. In  
18 any such case, the chief medical officer, or local director of  
19 health, if a physician, or his or her agent, or the physician  
20 shall incur no civil or criminal liability by reason of having made  
21 such diagnostic examination or rendered such treatment, but such  
22 immunity shall not apply to any negligent acts or omissions. The

1 chief medical officer or local director of health, if a physician,  
2 or his or her agent, or the physician shall incur no civil or  
3 criminal liability by reason of any adverse reaction to medication  
4 administered if reasonable care is taken to elicit from any such  
5 person who is under twenty years of age any history of sensitivity  
6 or previous adverse reaction to medication. Parents shall be liable  
7 for expenses of such treatment to minors under their custody.  
8 In the event such person is affected with a sexually transmitted  
9 disease, the chief medical officer or local director of health  
10 may cause an interview of the person by a sexually transmitted  
11 disease investigator to secure the names of sexual contacts so that  
12 appropriate investigation can be made in an effort to locate and  
13 eliminate sources of infection.

14           2. On page 2, line 2, after the period insert "The  
15 physician, physician assistant, nurse practitioner, or certified  
16 nurse midwife shall ask the age of the patient and any sexual  
17 partners of the patient. If either the patient or the sexual  
18 partner is under eighteen years of age, the physician, physician  
19 assistant, nurse practitioner, or certified nurse midwife shall  
20 notify the parent or guardian of such patient or partner that a  
21 prescription antibiotic has been provided to the patient or partner  
22 pursuant to this section.".

23           3. Renumber the remaining section and amend the repealer  
24 accordingly.