

LEGISLATURE OF NEBRASKA  
ONE HUNDRED FOURTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 129**

Introduced by Harr, 8.

Read first time January 09, 2015

Committee: Health and Human Services

- 1 A BILL FOR AN ACT relating to the Uniform Credentialing Act; to amend
- 2 section 38-131, Revised Statutes Cumulative Supplement, 2014; to
- 3 require criminal background checks for certain applicants for a
- 4 license to practice as a nurse; and to repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 38-131, Revised Statutes Cumulative Supplement,  
2 2014, is amended to read:

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

15 (2) This section shall not apply to a dentist who is an applicant  
16 for a dental locum tenens under section 38-1122, to a physician or  
17 osteopathic physician who is an applicant for a physician locum tenens  
18 under section 38-2036, or to a veterinarian who is an applicant for a  
19 veterinarian locum tenens under section 38-3335.

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

26 Sec. 2. Original section 38-131, Revised Statutes Cumulative  
27 Supplement, 2014, is repealed.