

AMENDMENTS TO LB139

(Amendments to Standing Committee amendments, AM1293)

Introduced by Lathrop, 12.

1 1. Strike sections 5 to 9 and insert the following new sections:

2 Sec. 5. Sections 5 to 9 of this act shall be known and may be cited
3 as the Health Care Crisis Protocol Act.

4 Sec. 6. For purposes of the Health Care Crisis Protocol Act, health
5 care crisis protocol means the plans and protocols for triage and the
6 application of medical services and resources for critically ill patients
7 in the event that the demand for medical services and resources exceeds
8 supply as a result of a pervasive or catastrophic disaster as provided in
9 the Health Care Crisis Protocol for the State of Nebraska published by
10 the Nebraska Medical Emergency Operations Center, dated May 10, 2021.

11 Sec. 7. The health care crisis protocol may be activated only in
12 extraordinary circumstances when the level of demand for medical services
13 and resources exceeds the available resources required to deliver the
14 generally accepted standard of care and crisis operations will be in
15 effect for a sustained period.

16 Sec. 8. The health care crisis protocol does not change or alter the
17 standard for malpractice or professional negligence for health care
18 providers set forth in section 44-2810.

19 Sec. 9. (1) Each hospital shall have the health care crisis protocol
20 available for inspection by the public.

21 (2) The Department of Health and Human Services shall publish a copy
22 of the health care crisis protocol on the department's web site for
23 inspection by the public.

24 (3) For purposes of this section, hospital means a hospital licensed
25 under the Health Care Facility Licensure Act.