

AMENDMENTS TO LB885

Introduced by Cavanaugh, M., 6.

1 1. Strike the original sections and insert the following new
2 sections:

3 Section 1. Section 38-101, Revised Statutes Supplement, 2021, is
4 amended to read:

5 38-101 Sections 38-101 to 38-1,146 and section 3 of this act and the
6 following practice acts shall be known and may be cited as the Uniform
7 Credentialing Act:

8 (1) The Advanced Practice Registered Nurse Practice Act;

9 (2) The Alcohol and Drug Counseling Practice Act;

10 (3) The Athletic Training Practice Act;

11 (4) The Audiology and Speech-Language Pathology Practice Act;

12 (5) The Certified Nurse Midwifery Practice Act;

13 (6) The Certified Registered Nurse Anesthetist Practice Act;

14 (7) The Chiropractic Practice Act;

15 (8) The Clinical Nurse Specialist Practice Act;

16 (9) The Cosmetology, Electrology, Esthetics, Nail Technology, and
17 Body Art Practice Act;

18 (10) The Dentistry Practice Act;

19 (11) The Dialysis Patient Care Technician Registration Act;

20 (12) The Emergency Medical Services Practice Act;

21 (13) The Environmental Health Specialists Practice Act;

22 (14) The Funeral Directing and Embalming Practice Act;

23 (15) The Genetic Counseling Practice Act;

24 (16) The Hearing Instrument Specialists Practice Act;

25 (17) The Licensed Practical Nurse-Certified Practice Act until
26 November 1, 2017;

27 (18) The Massage Therapy Practice Act;

- 1 (19) The Medical Nutrition Therapy Practice Act;
- 2 (20) The Medical Radiography Practice Act;
- 3 (21) The Medicine and Surgery Practice Act;
- 4 (22) The Mental Health Practice Act;
- 5 (23) The Nurse Practice Act;
- 6 (24) The Nurse Practitioner Practice Act;
- 7 (25) The Nursing Home Administrator Practice Act;
- 8 (26) The Occupational Therapy Practice Act;
- 9 (27) The Optometry Practice Act;
- 10 (28) The Perfusion Practice Act;
- 11 (29) The Pharmacy Practice Act;
- 12 (30) The Physical Therapy Practice Act;
- 13 (31) The Podiatry Practice Act;
- 14 (32) The Psychology Practice Act;
- 15 (33) The Respiratory Care Practice Act;
- 16 (34) The Surgical First Assistant Practice Act; and
- 17 (35) The Veterinary Medicine and Surgery Practice Act.

18 If there is any conflict between any provision of sections 38-101 to
19 38-1,146 and any provision of a practice act, the provision of the
20 practice act shall prevail except as otherwise specifically provided in
21 section 38-129.02.

22 Sec. 2. Section 38-129, Revised Statutes Cumulative Supplement,
23 2020, is amended to read:

24 38-129 (1) No individual shall be issued a credential under the
25 Uniform Credentialing Act until the individual ~~he or she~~ has furnished
26 satisfactory evidence to the department that the individual:

27 (a) Is ~~he or she~~ is of good character;

28 (b) Has ~~and has~~ attained the age of nineteen years except as
29 otherwise specifically provided by statute, rule, or regulation; and -

30 (c) Except as provided in subsection (2) of section 3 of this act,
31 beginning October 1, 2023, has completed implicit bias training as

1 defined in section 3 of this act.

2 (2) A credential may only be issued to (a) a citizen of the United
3 States, (b) an alien lawfully admitted into the United States who is
4 eligible for a credential under the Uniform Credentialing Act, (c) a
5 nonimmigrant lawfully present in the United States who is eligible for a
6 credential under the Uniform Credentialing Act, or (d) a person who
7 submits (i) an unexpired employment authorization document issued by the
8 United States Department of Homeland Security, Form I-766, and (ii)
9 documentation issued by the United States Department of Homeland
10 Security, the United States Citizenship and Immigration Services, or any
11 other federal agency, such as one of the types of Form I-797 used by the
12 United States Citizenship and Immigration Services, demonstrating that
13 such person is described in section 202(c)(2)(B)(i) through (x) of the
14 federal REAL ID Act of 2005, Public Law 109-13. Such credential shall be
15 valid only for the period of time during which such person's employment
16 authorization document is valid.

17 Sec. 3. (1) Except as provided in subsection (2) of this section,
18 beginning with the first credential renewal period which begins on or
19 after October 1, 2023, every person holding a credential under the
20 Uniform Credentialing Act shall annually complete implicit bias training.

21 (2) This section and subdivision (1)(c) of section 38-129 do not
22 apply to persons credentialed to engaged in the practice of asbestos
23 abatement, inspection, project design, and training; athletic training;
24 body art; cosmetology; electrology; esthetics; funeral directing and
25 embalming; hearing instrument dispensing and fitting; lead-based paint
26 abatement, inspection, project design, and training; nail technology;
27 radon detection, measurement, and mitigation; or veterinary medicine and
28 surgery or to a registered environmental health specialist.

29 (3) For purposes of this section, implicit bias training means a
30 program approved by the department that is designed to expose unconscious
31 prejudices or partialities, to provide tools to adjust automatic patterns

1 of thinking, to eliminate discriminatory behaviors, and to create
2 awareness of implicit bias.

3 Sec. 4. Original section 38-129, Revised Statutes Cumulative
4 Supplement, 2020, and section 38-101, Revised Statutes Supplement, 2021,
5 are repealed.