

ONE HUNDRED EIGHTH LEGISLATURE - SECOND SESSION - 2024
COMMITTEE STATEMENT
LB422

Hearing Date: Thursday February 16, 2023
Committee On: Health and Human Services
Introducer: Kauth
One Liner: Exempt certain activities from disciplinary action under the Uniform Credentialing Act

Roll Call Vote - Final Committee Action:
Advanced to General File with amendment(s)

Vote Results:

Aye:	4	Senators Ballard, Hansen, Hardin, Riepe
Nay:	2	Senators Cavanaugh, M., Day
Absent:		
Present Not Voting:	1	Senator Walz

Testimony:

Proponents:

Senator Kathleen Kauth
Jeanne Greisen

Representing:

Opening Presenter
Self

Opponents:

Representing:

Neutral:

Paul Henderson

Representing:

Nebraska Medical Association

* ADA Accommodation Written Testimony

Summary of purpose and/or changes:

LB 422 would protect Doctors and Surgeons from discipline for expressing an opinion or providing medical advice that differs from the medical consensus.

SECTION BY SECTION SUMMARY:

Sec. 1: Renumber sections.

(2) A license to practice medicine and surgery or osteopathic medicine and surgery shall not be subject to any disciplinary measures as a result of the applicant or licensee expressing an opinion or providing medical advice that disagrees with the medical consensus on an issue of health or disease unless the opinion or advice is disseminated with

malicious intent or an intent to deceive

Sec. 2: Original section 38-2037 is repealed.

Explanation of amendments:

The standing Committee Amendment is a white copy amendment that adds legislative intent language to subsection



(2) of Section (1) that the protection provided is found within the First Amendment of the Constitution of the United States.

Ben Hansen, Chairperson

