

AMENDMENTS TO LB727

Introduced by Judiciary.

1 1. Strike the original section and insert the following new section:

2 **Section 1.** (1) For purposes of this section:

3 (a) Authorized forms of epinephrine means an epinephrine
4 autoinjector or nasal epinephrine;

5 (b) Administer means the direct application of an authorized form of
6 epinephrine to the body of an individual;

7 (c) Department means the Department of Health and Human Services;

8 (d) Epinephrine autoinjector means a single-use device used for the
9 automatic injection of a premeasured dose of epinephrine into the human
10 body;

11 (e) Law enforcement agency means the police department or town
12 marshal in incorporated municipalities, the office of the sheriff in
13 unincorporated areas, and the Nebraska State Patrol;

14 (f) Law enforcement officer means any member of the Nebraska State
15 Patrol, any county or deputy sheriff, any member of the police force of
16 any city or village, or any other public official authorized by a city or
17 village to enforce state or local laws, rules, regulations, or
18 ordinances; and

19 (g) Nasal epinephrine means a needle-free, prescription nasal spray
20 containing epinephrine intended for the emergency treatment of allergic
21 reactions.

22 (2) Subject to the requirements of this section and any rules and
23 regulations of the department:

24 (a) A law enforcement agency may obtain, maintain, and possess
25 authorized forms of epinephrine to be provided to or made available to
26 such agency's law enforcement officers pursuant to this section for use
27 while in the performance of official duties; and

1 (b) A law enforcement officer may administer authorized forms of
2 epinephrine in response to an emergency situation while in the
3 performance of such officer's official duties.

4 (3) The department shall, in consultation with law enforcement
5 agencies, approve one or more educational training programs relating to
6 responding to an anaphylaxis event, including the use of authorized forms
7 of epinephrine, that law enforcement officers may complete in order to be
8 provided and administer authorized forms of epinephrine pursuant to this
9 section. Any such program shall provide a law enforcement officer with a
10 certificate of completion for successful completion of such program.

11 (4)(a) A law enforcement agency shall not provide or make available
12 authorized forms of epinephrine to a law enforcement officer until such
13 officer has provided such law enforcement agency with a copy of a
14 certificate of completion of a program described in subsection (3) of
15 this section.

16 (b) A law enforcement officer shall complete an approved educational
17 training program pursuant to subsection (3) of this section and provide a
18 certificate of completion to the officer's agency prior to administering
19 authorized forms of epinephrine in the performance of such officer's
20 official duties.

21 (5) Nothing in this section shall require:

22 (a) A law enforcement agency to obtain authorized forms of
23 epinephrine or make such authorized forms of epinephrine available to law
24 enforcement officers; or

25 (b) A law enforcement officer to carry or administer authorized
26 forms of epinephrine.

27 (6) The department may issue a standing order authorizing law
28 enforcement agencies to purchase authorized forms of epinephrine.

29 (7) The department may adopt and promulgate rules and regulations to
30 carry out this section.