

NEBRASKA DEPARTMENT OF HEALTH AND HUMAN SERVICES
NOTICE OF PUBLIC HEARING

October 8, 2019
1:00 p.m. Central Time
Gold's Building, Room 534
1033 O Street, Lincoln, Nebraska

The purpose of this hearing is to receive comments on proposed REPEAL to Title 172, Chapter 102 of the Nebraska Administrative Code (NAC) – *Practice of Licensed Practical Nurses - Certified*. The regulations are proposed for REPEAL in their entirety as the regulations are unnecessary with the passage of Legislative Bill 88 (2017), which repealed the Licensed Practical Nurse – Certified Act. The role of the Licensed Practical Nurse is established in 172 NAC 99.

Authority for these regulations is found in Neb. Rev. Stat. § 81-3117(7).

Interested persons may attend the hearing and provide verbal or written comments or mail, fax or email written comments, no later than the day of the hearing to: DHHS Legal Services, PO Box 95026, Lincoln, NE 68509-5026, (402) 742-2382 or dhhs.regulations@nebraska.gov, respectively.

A copy of the proposed changes is available online at <http://www.sos.ne.gov>, or by contacting DHHS at the mailing address or email above, or by phone at (402) 471-8417. The fiscal impact statement for these proposed changes may be obtained at the office of the Secretary of State, Regulations Division, 1201 N Street, Suite 120, Lincoln, NE 68508, or by calling (402) 471-2385.

Auxiliary aids or reasonable accommodations needed to participate in a hearing can be requested by calling (402) 471-8417. Individuals with hearing impairments may call DHHS at (402) 471-9570 (voice and TDD) or the Nebraska Relay System at 711 or (800) 833-7352 TDD at least 2 weeks prior to the hearing.

FISCAL IMPACT STATEMENT

Agency: Department of Health and Human Services	
Title: 172	Prepared by: Ann Oertwich, RN
Chapter: 102 REPEAL	Date prepared: 06/27/2019
Subject: Regulations governing the practice of licensed practical nurses - certified	Telephone: 402-471-0317

Type of Fiscal Impact:

	State Agency	Political Sub.	Regulated Public
No Fiscal Impact	(<input type="checkbox"/>)	(<input checked="" type="checkbox"/>)	(<input type="checkbox"/>)
Increased Costs	(<input type="checkbox"/>)	(<input type="checkbox"/>)	(<input type="checkbox"/>)
Decreased Costs	(<input checked="" type="checkbox"/>)	(<input type="checkbox"/>)	(<input checked="" type="checkbox"/>)
Increased Revenue	(<input type="checkbox"/>)	(<input type="checkbox"/>)	(<input type="checkbox"/>)
Decreased Revenue	(<input type="checkbox"/>)	(<input type="checkbox"/>)	(<input type="checkbox"/>)
Indeterminable	(<input type="checkbox"/>)	(<input type="checkbox"/>)	(<input type="checkbox"/>)

Provide an Estimated Cost & Description of Impact: None

State Agency: eliminates a category of licensure and the administration of a written examination created and administered by DHHS, as well as renewing and issuing licenses for this group.

Political Subdivision:

Regulated Public: LPNs hold one license which now includes IV therapy (based on changes in educational program content) decreased initial and renewal cost to LPN while maintaining safe practice

If indeterminable, explain why:

State Agency - for cost of exam – exam was old – primarily took staff time to administer
 Regulated public – cost of LPN-C credential was \$60 for initial and renewal; there were approximately 600 LPN-Cs that were incurring this cost

TITLE 172 - PROFESSIONAL AND OCCUPATIONAL LICENSURE

CHAPTER 102 - (Repealed)