

EFFECTIVE  
06-26-2022

NEBRASKA DEPARTMENT OF  
HEALTH AND HUMAN SERVICES

186 NAC 2

TITLE 186 HEALTH REGISTRIES AND RELEASE OF INFORMATION

CHAPTER 2 BRAIN INJURY REGISTRY

001. SCOPE AND AUTHORITY. These regulations are authorized by and implement the Brain Injury Registry Act, Nebraska Revised Statutes (Neb. Rev. Stat.) §§ 81-653 to 81-662 and §§ 81-663 to 81-675.

002. DEFINITIONS. Definitions set out in Neb. Rev. Stat. §§ 81-653 to 81-662, §§ 81-663 to 81-675 and the following apply to this chapter.

002.01 DISPOSITION UPON DISCHARGE. The destination of the patient following dismissal such as type of facility, service or home.

003. DATA REQUIREMENTS. The data that must be provided to the Department from medical records or made available through medical records for abstracting by the Department is set out in Neb. Rev. Stat. § 81-657 and must include the final diagnosis or classification of the injury according to the International Classification of Disease, Tenth Revision, Clinical Modification Coding System of the World Health Organization (ICD-10-CM), and available for viewing at the Nebraska Department of Health and Human Services, Division of Public Health, Office of Health Statistics, 301 Centennial Mall South, Lincoln, Nebraska 68509-5026.

003.01 REPORTING BY NEBRASKA HOSPITAL ASSOCIATION OR SUCCEEDING ASSOCIATION IN LIEU OF PHYSICIANS OR PSYCHOLOGIST. If the Nebraska Hospital Association or a succeeding entity provides a report containing the required information to the Department, a hospital, rehabilitation center located in a hospital, physician or psychologist is not required to make the report to the Department. Hospitals, rehabilitation centers located in a hospital, physicians and psychologists remain obligated to report when such reports are not made by Nebraska Hospital Association or do not contain all of the required information.

003.02 REPORTING BY HEALTHCARE FACILITIES IN LIEU OF PHYSICIANS OR PSYCHOLOGIST. If a hospital or rehabilitation center located in a hospital provides a report containing the required information to the Department, the physician or psychologist is not required to make the report to the department. Physicians and psychologists remain obligated to report when such reports are not made by a hospital or rehabilitation center located in a hospital or do not contain all of the required information.

004. AVAILABILITY OF MEDICAL RECORDS. Each hospital, rehabilitation center located in a hospital, physician, and psychologist required to report must make available medical records which document the diagnosis and treatment received by individuals with head and brain injury. Such medical records must be made available to the Department or its authorized representative.

EFFECTIVE  
06-26-2022

NEBRASKA DEPARTMENT OF  
HEALTH AND HUMAN SERVICES

186 NAC 2

005. CONFIDENTIALITY AND RELEASE OF INFORMATION. All data and information obtained from records of individuals with brain or head injury are classified as Class I, Class II, or Class IV. Data can only be released as provided by statute and Title 186 of the Nebraska Administrative Code (NAC). Any de-identified data asked for by and furnished to a researcher may not be intentionally re-identified in any manner. Should a recipient of de-identified information unintentionally or accidentally be able to identify any individual, the recipient must not use that information in any way. The recipient must notify the Department of the means of accidental re-identification in order for the Department to consider additional procedures to safeguard against breaches in confidentiality.