

**172 NAC 5 – Regulations Governing Mandatory Reporting by Health Care Professionals, Facilities, Peer and Professional Organizations and Insurers**

***Summary of Mandatory Reporting Requirements***

- Reports must be submitted in writing within 30 days of occurrence/action
- Reporting partners, except for self-reporting are immune from criminal or civil liability
- Must have first hand knowledge

**WHAT TO REPORT**

**WHO MUST REPORT**

1. Practice without License	All Professionals
2. Gross Incompetence 3. Pattern of Negligent Conduct 4. Unprofessional Conduct 5. Practice while Impaired by Alcohol/Drugs or Physical, Mental, or Emotional Disability 6. Violations of Other Regulatory Provisions of the Profession	All Professionals Report Others of the SAME Profession*
7. Gross Incompetence 8. Practice while Impaired by Alcohol/Drugs or Physical, Mental, or Emotional Disability	All Professionals Report Others of a DIFFERENT Profession*
9. Loss of or Voluntary Limitation of Privileges 10. Resignation from Staff 11. Loss of Employment 12. Licensure Denial 13. Loss of Membership in Professional Organization 14. Adverse Action pertaining to Professional Liability Coverage 15. Licensure Discipline/Settlement/Voluntary Surrender/Limitation in any State or Jurisdiction 16. Conviction of Felony or Misdemeanor in any State or Jurisdiction	All Professionals—Self-Reporting
Due to Alleged Incompetence, Negligence, Unethical or Unprofessional Conduct, or Physical, Mental, or Chemical Impairment. ***	
17. Payment made due to Adverse Judgment, Settlement, or Award 18. Adverse Action affecting Privileges or Membership***See above	Health Facilities, Peer Review Organizations, and Professional Associations
19. Violation of Regulatory Provisions Governing a given Profession** 20. Payments made due to Adverse Judgment, Settlement, or Award 21. Adverse Action affecting Coverage	Insurers
22. Convictions of Felony or Misdemeanor involving Use, Sale, Distribution, Administration, or Dispensing Controlled Substances, Alcohol or Chemical Impairment, or Substance Abuse. 23. Judgments from Claims of Professional Liability	Clerk of County or District Court

\*Exceptions to reporting are: 1) If you are a spouse of the practitioner; 2) If you are providing treatment which means information is protected by a practitioner-patient relationship (unless a danger to the public); 3) When a chemically impaired professional enters the Licensee Assistance Program 4) When serving as a committee member or witness for a peer review activity; 5) Convictions that were dismissed by diversion, pardoned, set aside; or expunged.

\*\*Unless knowledge is based on confidential medical records.

(Revised 3/2007)

**Send Written Report To:**  
**DHHS Division of Public Health**  
**Investigations Unit**  
 1033 O Street, Suite 500  
**Lincoln NE 68508**