

2007 DRAFTING REQUEST

Assembly Amendment (AA-AB321)

Received: **05/14/2007**

Received By: **rnelson2**

Wanted: **Today**

Identical to LRB:

For: **Joan Ballweg (608) 266-8077**

By/Representing: **Vince**

This file may be shown to any legislator: **NO**

Drafter: **rnelson2**

May Contact:

Addl. Drafters:

Subject: **Courts - immunity liability**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Ballweg@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Mass clinic as place where volunteers can act as state agents

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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FE Sent For:

<END>

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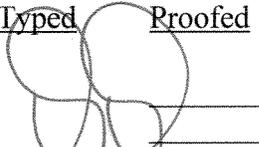
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/1	rnelson2	1 cjs 5/14 07					

<END>

FE Sent For:

Nelson, Robert P.

From: Williams, Vincent
Sent: Friday, May 11, 2007 4:28 PM
To: Plona, Katie P - DHFS; Malofsky, Shelley F - DHFS; Nelson, Robert P.; Shannon, Pam
Subject: RE: DHFS provision for disaster preparedness legislation

Attachments: 07-22131.pdf



07-22131.pdf (19 KB)

I meant to attach that section of the bill, since AB 321 is not available on the website yet.

-----Original Message-----

From: Williams, Vincent
Sent: Friday, May 11, 2007 4:26 PM
To: Plona, Katie P - DHFS; Malofsky, Shelley F - DHFS; Nelson, Robert P.; Shannon, Pam
Subject: RE: DHFS provision for disaster preparedness legislation

Bob,

I talked to Dick Sweet at Leg. Council, who drafted this part of the bill originally (LRB 2213) and is now part of the combined bill AB 321 (LRB 2702), and he did not think 150.84(2) was an appropriate place to add the requested language.

If it doesn't work with 250.042 (4)(b), he suggested possibly looking at 252.04 (9) which deals with an immunization program supervised by a physician under the direction of a public health department.

Keep me in the loop.

Regards,

Vince Williams
Research Assistant
Rep. Ballweg's Office

-----Original Message-----

From: Plona, Katie P - DHFS
Sent: Friday, May 11, 2007 4:10 PM
To: Williams, Vincent
Subject: RE: DHFS provision for disaster preparedness legislation

Thanks Vince.

Does the amendment apply before a hearing or just before the executive session?

Shelley Malofsky is our legal counsel who worked on the language. I have given her Bob's name and number and asked that she contact him this afternoon to answer his question and just clarify the intent of our request in greater detail.

Katie

Katie Plona
Legislative Liaison
Department of Health and Family Services
(608) 266-3262

plonakp@dhfs.state.wi.us

>>> "Williams, Vincent" <Vincent.Williams@legis.wisconsin.gov>
5/11/2007 4:03:33 PM >>>
Katie,

I have submitted this request to the LRB for drafting. That being said, I have not heard back from Rep. Ballweg. Also, we have a 24-hour rule for amendments, and the hearing is at 10 a.m. on Tuesday.

Bob Nelson the drafter is looking at this right now, but has some question. His number is 267-7511.

Who is the contact for this amendment?

Regards,

Vince Williams
Research Assistant
Rep. Ballweg's Office

-----Original Message-----

From: Plona, Katie P - DHFS
Sent: Friday, May 11, 2007 3:45 PM
To: Williams, Vincent
Subject: DHFS provision for disaster preparedness legislation

Hi Vince,

I hope you're doing well.

Here is the language that the department suggests adding to one of the bills to allow "mass clinics" to operate during emergency situations.

We apologize for not bringing this up during the Legislative Council study committee. It was our oversight.

We suggest adding into the last sentence in 250.042(4)(b) the following definition of a mass clinic:

A "mass clinic" is a designated location operated during a defined period of time to provide vaccination, prophylaxis, medication or other specialized treatment to a population in response to a public health emergency.

This "mass clinic" definition is developed based on the Mass Clinic section of the Wisconsin Public Health Preparedness Plan, which identifies the purpose & scope of such clinics:

Section 17: Mass Clinics

A. Purpose: To operate a mass clinic to vaccinate/prophylaxis a population in response to a terrorist incident or other public health emergency.

B. Scope: Mass clinics are those planned, activated and operated by a LPHD in a given facility as part of a larger public health emergency response during a defined period of time.

Please let me know what you think about Rep. Ballweg adding this definition as an amendment to the bill and if you have any questions.

Thanks again, Katie

Katie Plona
Legislative Liaison
Department of Health and Family Services
(608) 266-3262

plonakp@dhfs.state.wi.us

Nelson, Robert P.

From: Williams, Vincent
Sent: Friday, May 11, 2007 4:26 PM
To: Plona, Katie P - DHFS; Malofsky, Shelley F - DHFS; Nelson, Robert P.; Shannon, Pam
Subject: RE: DHFS provision for disaster preparedness legislation

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If it doesn't work with 250.042 (4)(b), he suggested possibly looking at 252.04 (9) which deals with an immunization program supervised by a physician under the direction of a public health department. X

Keep me in the loop.

Regards,

Vince Williams
Research Assistant
Rep. Ballweg's Office

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Sent: Friday, May 11, 2007 4:10 PM
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Vince Williams
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Rep. Ballweg's Office

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Sent: Friday, May 11, 2007 3:45 PM
To: Williams, Vincent
Subject: DHFS provision for disaster preparedness legislation

Hi Vince,

I hope you're doing well.

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We apologize for not bringing this up during the Legislative Council study committee. It was our oversight.

We suggest adding into the last sentence in 250.042(4)(b) ^(a) the following definition of a mass clinic:

A "mass clinic" is a designated location operated during a defined period of time to provide vaccination, prophylaxis, medication or other specialized treatment to a population in response to a public health emergency.

This "mass clinic" definition is developed based on the Mass Clinic section of the Wisconsin Public Health Preparedness Plan, which identifies the purpose & scope of such clinics:

Section 17: Mass Clinics

A. Purpose: To operate a mass clinic to vaccinate/prophylaxis a population in response to a terrorist incident or other public health emergency.

B. Scope: Mass clinics are those planned, activated and operated by a LPHD in a given facility as part of a larger public health emergency response during a defined period of time.

Please let me know what you think about Rep. Ballweg adding this definition as an amendment to the bill and if you have any questions.

Thanks again, Katie

Katie Plona
Legislative Liaison
Department of Health and Family Services
(608) 266-3262
plonakp@dhfs.state.wi.us

Nelson, Robert P.

From: Malofsky, Shelley F - DHFS
Sent: Friday, May 11, 2007 4:24 PM
To: Nelson, Robert P.
Subject: Mass Clinics

Bob -- Here's the edited email that I had suggested go to Vince. The bolded language represents y changes. If you have any questions, please call me at 6-0387. Thanks. *

Shelley

Hi Vince

I hope you're doing well. I was at the time Leg Council meeting yesterday, but I have a question. Are all of the drafts going to be rolled into one, or will they remain separate?

Here is the language that the department suggests adding to one of the bills, probably what is now LRB XXXX, to allow health care volunteers at "mass clinics" during emergency situations to obtain liability and compensation protections. We apologize for not bringing this up during the Legislative Council study committee. It was our oversight.

We suggest adding to the definitions at 250.042(4) (a) the following definition of a mass clinic:

A *mass clinic* is a designated location ^{space} operated during a defined period of time to provide vaccination, prophylaxis, medication or other specialized treatment to a population in response to a public health emergency.

This "mass clinic" definition is developed based on the Mass Clinic section of the Wisconsin Public Health Preparedness Plan, which identifies the purpose & scope of such clinics:

Section 17: Mass Clinics

- A. Purpose: To operate a mass clinic to vaccinate/prophylaxis a population in response to a terrorist incident or other public health emergency.
- B. Scope: Mass clinics are those planned, activated and operated by a LPHD in a given facility as part of a larger public health emergency response during a defined period of time.

We then suggest inserting "or on behalf of a mass clinic arranged by a local health department or by the department" into the last sentence in 250.042(4) (b) so that last sentence would read as follows: The behavioral health services, health care services, pupil services, or substance abuse prevention services shall be provided on behalf of a health care facility ~~or on behalf of a mass clinic arranged by a local health department or by the department~~ on a voluntary, unpaid basis, except that the behavioral health provider, health care provider, pupil services provider, or substance abuse prevention provider may accept reimbursement for travel, lodging, and meals.

OK to put in def - Shelly M

* * * * *

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10 am Mon 5/14
State of Wisconsin
2007 - 2008 LEGISLATURE

LRBa0501/1

RPN: / : : : :
y's

ASSEMBLY AMENDMENT ,
TO 2007 ASSEMBLY BILL 321

bill history

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 1, line 6: after “emergency;” insert “providing state agency status to
3 volunteer providers in mass clinics;”.

4 **2.** Page 8, line 5: after that line insert:

5 “SECTION 6m. 250.042 (4) (a) 3m. of the statutes is created to read:

6 250.042 (4) (a) 3m. “Mass clinic” means a designated space that is arranged
7 by a local health department or by the department and operated during a defined
8 period of time to provide vaccination, prophylaxis, medication, or other specialized
9 treatment to a population in response to a public health emergency.”.

10 **3.** Page 8, line 17: after “facility” insert “or mass clinic”.

11

(END)