

**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1999 ASSEMBLY BILL 496**

October 26, 1999 – Offered by COMMITTEE ON CHILDREN AND FAMILIES.

1 **AN ACT to amend** 118.126 (1) (intro.), (a) and (b) of the statutes; **relating to:**
2 information received by a school official regarding a pupil's use of alcohol or
3 other drugs.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 **SECTION 1.** 118.126 (1) (intro.), (a) and (b) of the statutes are amended to read:
5 118.126 (1) (intro.) A school psychologist, counselor, social worker and nurse,
6 and any teacher or administrator designated by the school board who engages in
7 alcohol or drug abuse program activities, shall keep confidential information
8 received from a pupil that the pupil or another pupil is using or is experiencing
9 problems resulting from the use of alcohol or other drugs unless one or more of the
10 following apply:

11 (a) The pupil using or experiencing problems resulting from the use of alcohol
12 or other drugs consents in writing to disclosure of the information;

1 (b) The school psychologist, counselor, social worker, nurse, teacher or
2 administrator has reason to believe that there is serious and imminent danger to the
3 health, safety or life of any person and that disclosure of the information to another
4 person will alleviate the serious and imminent danger. If the school psychologist,
5 counselor, social worker, nurse, teacher or administrator has reason to believe that
6 a pupil about whom information is revealed possesses alcohol, a controlled
7 substance, as defined in s. 961.01 (4), or a controlled substance analog, as defined in
8 s. 961.01 (4m), that belief constitutes a belief that there is serious and imminent
9 danger to the health, safety or life of any person under this paragraph. No more
10 information than is required to alleviate the serious and imminent danger may be
11 disclosed;~~or,~~

12

(END)