

**2001 DRAFTING REQUEST**

**Bill**

Received: 01/08/2001

Received By: grantpr

Wanted: As time permits

Identical to LRB:

For: Kitty Rhoades (608) 266-1526

By/Representing: Kevin

This file may be shown to any legislator: NO

Drafter: grantpr

May Contact:

Alt. Drafters:

Subject: Education - school boards

Extra Copies: MJL

**Pre Topic:**

No specific pre topic given

**Topic:**

Health examinations of pupils

**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>
/?	grantpr 01/08/2001	wjackson 01/15/2001		_____			Local
/1			martykr 01/19/2001	_____	lrb_docadmin 01/19/2001		Local
/2	grantpr 01/19/2001	wjackson 01/19/2001	pgreensl 01/22/2001	_____	lrb_docadmin 01/22/2001	lrb_docadmin 01/22/2001	Local
/3	grantpr 01/23/2001	wjackson 01/23/2001	martykr 01/23/2001	_____	lrb_docadmin 01/23/2001	lrb_docadmin 01/23/2001	

FE Sent For: 01/22/2001.

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/?	grantpr 01/08/2001	wjackson 01/15/2001		<u>1/21</u>			Local
/1		1/2 WLJ 1/19	martykr 01/19/2001	<u>PG/04</u>	lrb docadmin 01/19/2001		

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/?	grantpr	1/1 WJ 1/15	<i>Jan 19</i>	<u>OS</u> <u>1/19</u>			

FE Sent For:

<END>

1/8/01

Kevin

Rhodes ofc.

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re parental consent

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annually, before start of  
school term

LRB-1883 / 1  
PG: WJ

**ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO 1999 ASSEMBLY BILL 478**

~~September 30, 1999~~ - Offered by Representative RHOADES.

REGEN

1 AN ACT to renumber and amend 118.25 (3); and to create 118.25 (3) (b) of the  
2 statutes; relating to: physical health examinations of pupils.

~~INSERT ANALYSIS~~

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

3 SECTION 1. 118.25 (3) of the statutes is renumbered 118.25 (3) (a) and amended  
4 to read:

5 118.25 (3) (a) In Subject to par. (b), in counties having a population of less than  
6 500,000, the school board may require ~~periodic health examinations of pupils by~~  
7 physicians a pupil to be periodically examined by a physician, under the supervision  
8 of a local health ~~departments~~ department and the department of health and family  
9 services, ~~and~~. The school board may pay the cost of the examinations out of school  
10 district funds.

11 SECTION 2. 118.25 (3) (b) of the statutes is created to read:



*before the start of the school term*

1

118.25 (3) (b) Annually ~~by September 1~~<sup>5</sup>, a school board that wishes to examine  
2 a pupil under par. (a) shall mail the adult pupil or the parent or guardian of a minor  
3 pupil a schedule of the number and dates of the examinations that the school board  
4 plans to conduct during the school year and a detailed description of the nature of  
5 each examination. The school board may not conduct any examination for which the  
6 adult pupil or the parent or guardian of a minor pupil has not consented in writing.  
7 The school board may conduct an examination in addition to those on the schedule  
8 if the school board mails the adult pupil or the parent or guardian of a minor pupil  
9 a revised schedule and obtains the written consent of the adult pupil or the parent  
10 or guardian of a minor pupil to conduct the additional examination.

11

(END)

# 1999 ASSEMBLY BILL 478

September 20, 1999 - Introduced by Representatives RHOADES, GUNDRUM, AINSWORTH, DUFF, GOETSCH, GROTHMAN, GUNDERSON, HAHN, HANDRICK, HUEBSCH, HUNDERTMARK, JOHNSRUD, KEDZIE, KESTELL, KREIBICH, LADWIG, F. LASEE, MONTGOMERY, NASS, OTT, OWENS, PETROWSKI, PETTIS, POWERS, SKINDRUD, SPILLNER, STONE, VRAKAS, WALKER, WIECKERT, LEIBHAM and ALBERS, cosponsored by Senators DRZEWIECKI, PLACHE, DARLING and A. LASEE. Referred to Committee on Children and Families.

1 AN ACT ~~to renumber and amend~~ 118.25 (3); and ~~to create~~ 118.25 (3) (b) of the  
2 statutes; **relating to:** physical health examinations of pupils.

### *Analysis by the Legislative Reference Bureau*

Under current law, in a county with a population of less than 500,000, a school board may require ~~pupils to be periodically examined~~ periodic health examinations of pupils by physicians. This bill allows a school board to require that a pupil be examined by a physician only if the school board mails a schedule of examinations to the pupil's parent or guardian at the beginning of each school year and obtains the written consent of the pupil's parent or guardian for a specific examination. The school board may conduct an additional examination if it mails the pupil's parent or guardian a revised schedule and obtains the written consent of the pupil's parent or guardian to conduct the additional examination.

For further information see the *local* fiscal estimate, which will be printed as an appendix to this bill.

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

3 SECTION 1. 118.25 (3) of the statutes is renumbered 118.25 (3) (a) and amended  
4 to read:

INSERT ANALYSIS



State of Wisconsin  
2001 - 2002 LEGISLATURE

LRB-1883/1

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2001 BILL

1  
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REGEN

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promote with

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to read:

**BILL**

1           118.25 (3) (a) ~~In~~ Subject to par. (b), in counties having a population of less than  
 2           500,000, the school board may require ~~periodic health examinations of pupils by~~  
 3           ~~physicians~~ a pupil to be periodically examined by a physician, under the supervision  
 4           of ~~a local health departments~~ department and the department of health and family  
 5           services, ~~and~~. The school board may pay the cost of the examinations out of school  
 6           district funds.

7           **SECTION 2.** 118.25 (3) (b) of the statutes is created to read:

8           118.25 (3) (b) Annually, before the start of the school term, a school board that  
 9           wishes to examine a pupil under par. (a) shall ~~mail~~ <sup>provide</sup> the adult pupil or the parent or  
 10          guardian of a minor pupil <sup>with</sup> a schedule of the number and dates of the examinations  
 11          that the school board plans to conduct during the school year and a detailed  
 12          description of the nature of each examination. The school board may not conduct any  
 13          examination for which the adult pupil or the parent or guardian of a minor pupil has  
 14          not consented in writing. The school board may conduct an examination in addition  
 15          to those on the schedule if the school board ~~mails~~ <sup>provide</sup> the adult pupil or the parent or  
 16          guardian of a minor pupil <sup>with</sup> a revised schedule and obtains the written consent of the  
 17          adult pupil or the parent or guardian of a minor pupil to conduct the additional  
 18          examination.

(END)

*with*

*provide*



# State of Wisconsin

## LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET  
5TH FLOOR  
MADISON, WI 53701-2037

STEPHEN R. MILLER  
CHIEF

LEGAL SECTION: (608) 266-3561  
LEGAL FAX: (608) 264-6948

January 22, 2001

### MEMORANDUM

To: Representative Rhoades

From: Peter R. Grant, Managing Attorney

Re: LRB-1883 Health examinations of pupils

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

X JACKET FOR ASSEMBLY \_\_\_\_\_ JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 267-3362 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.

# Memo

Attached is a fiscal estimate prepared for a draft that has not yet been introduced.

LRB Number: LRB 01 -1883

Version: "1/2"

Note:  
Bill Is Now  
A "1/3"

Requested By: Rhoades

Entered In Computer And Copy Sent To Requestor:

01 / 30 / 01

Fiscal Estimate Prepared By: (agency abbr.) DPI

To: LRB – Legal Section PA's

Subject: Fiscal Estimate Received For A Un-Introduced Draft

- If this is **re-drafted** to a new version please attach this early fiscal estimate to the back of the draft's file between the old version and the new version.
- If this draft gets **introduced** ... and the version of the attached fiscal estimate is correct ... please write the drafts intro. number below and give this fiscal estimate to Mike (or Landon) to process.

**THIS DRAFT WAS INTRODUCED AS: 2001**

- If this draft gets **introduced** ... and the version of the attached fiscal estimate is for a previous version ... please attach this early fiscal estimate to the back of the draft's file between the old version and the new version ... and get the ball rolling on getting a fiscal estimate prepared for the introduced version.

### Fiscal Estimate — 2001 Session

- Original       Updated  
 Corrected       Supplemental

LRB Number -1883/2	Amendment Number if Applicable
Bill Number	Administrative Rule Number

Subject  
Physical health examinations of pupils.

**Fiscal Effect**

State:  No State Fiscal Effect

Check columns below only if bill makes a direct appropriation or affects a sum sufficient appropriation.

- Increase Existing Appropriation       Increase Existing Revenues  
 Decrease Existing Appropriation       Decrease Existing Revenues  
 Create New Appropriation

Increase Costs — May be possible to absorb within agency's budget.  
 Yes       No

Decrease Costs

Local:  No Local Government Costs

1.  Increase Costs  
 Permissive       Mandatory  
2.  Decrease Costs  
 Permissive       Mandatory  
3.  Increase Revenues  
 Permissive       Mandatory  
4.  Decrease Revenues  
 Permissive       Mandatory

5. Types of Local Governmental Units Affected:  
 Towns       Villages       Cities  
 Counties       Others  
 School Districts       WTCS Districts

**Fund Sources Affected**

- GPR     FED     PRO     PRS     SEG     SEG-S


Affected Chapter 20 Appropriations

**Assumptions Used in Arriving at Fiscal Estimate**

Under current law, in a county with a population of less than 500,000, a school board may require periodic health examinations of pupils by physicians. This bill allows a school board to require that a pupil be examined by a physician only if the school board provides a schedule of examinations to the adult pupil, or a minor pupil's parent or guardian at the beginning of each school year and obtains written consent. The school board may conduct an additional examination if it provides the adult pupil or the minor pupil's parent or guardian with a revised schedule and obtains written permission.

The department is unaware of any school board that currently requires periodic health examinations by physicians. Unless districts begin this practice, this bill would have no fiscal effect. If districts were to require periodic examinations by physicians, they would incur some costs related to mailing schedules, and obtaining and verifying consent forms. Because it is unknown how many school districts may choose to conduct physical examinations of their pupils, the local fiscal effect of this bill is indeterminable.

**Long-Range Fiscal Implications**

Prepared By: Tom Johnson	Telephone No. (608) 266-2819	Agency Public Instruction
Authorized Signature 	Telephone No. (608) 266-2804	Date (mm/dd/ccyy) 01/26/2001



500M

3

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