

2001 SENATE BILL 178

May 10, 2001 – Introduced by Senators RISSER, PLACHE, ROBSON, ERPENBACH, BURKE, ROESSLER, HUELSMAN, MOEN, COWLES and M. MEYER, cosponsored by Representatives HAHN, SERATTI, POCAN, GRONEMUS, MILLER, HUNDERTMARK, BERCEAU and DUFF. Referred to Committee on Human Services and Aging.

1 **AN ACT to amend** 118.29 (1) (e) of the statutes; **relating to:** administering drugs
2 to pupils in compliance with instructions of practitioners.

Analysis by the Legislative Reference Bureau

Under current law, certain school employees and volunteers, school bus operators, and other individuals are immune from civil liability for administering prescription drugs to pupils if certain requirements are satisfied. For the immunity to apply, a pupil's parent or guardian must consent in writing to the administration of the prescription drug. In addition, the prescription drug must be administered in compliance with the written instructions of a practitioner. Current law defines "practitioner" as a physician, dentist, or podiatrist licensed in any state.

This bill changes the definition of "practitioner" so that it also includes an optometrist, physician assistant, or advanced practice nurse prescriber who is licensed in any state.

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

3 **SECTION 1.** 118.29 (1) (e) of the statutes is amended to read:

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1 118.29 (1) (e) "Practitioner" means any physician, dentist, optometrist,
2 physician assistant, advanced practice nurse prescriber, or podiatrist licensed in any
3 state.

4 (END)