

2003 ASSEMBLY BILL 86

February 20, 2003 – Introduced by Representatives RHOADES, LOEFFELHOLZ, WARD, LADWIG, JENSEN, STONE, GRONEMUS, AINSWORTH, FREESE, HAHN, ALBERS, SUDER, KRAWCZYK, GROTHMAN, TOWNSEND, OWENS, VRAKAS, HINES, HUNDERTMARK, PETROWSKI, LOTHIAN, J. WOOD and GUNDERSON, cosponsored by Senators KANAVAS, ZIEN, LAZICH, LEIBHAM, KEDZIE, A. LASEE and STEPP. Referred to Committee on Children and Families.

1 **AN ACT** *to renumber and amend* 118.25 (3); *to amend* 119.04 (1); and *to create*
 2 118.25 (3) (b) of the statutes; **relating to:** physical health examinations of
 3 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 periodic health examinations of pupils by physicians. This bill allows a school board in any county to require that a pupil be examined by a physician, but only if the school board provides 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 provides the pupil's parent or guardian with 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:

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

ASSEMBLY BILL 86**SECTION 1**

1 118.25 (3) (a) ~~In counties having a population of less than 500,000, Subject to~~
2 ~~par. (b), 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 provide the adult pupil or the parent
10 or guardian of a minor pupil with a schedule of the number and dates of the
11 examinations that the school board plans to conduct during the school year and a
12 detailed description of the nature of each examination. The school board may not
13 conduct any examination for which the adult pupil or the parent or guardian of a
14 minor pupil has not consented in writing. The school board may conduct an
15 examination in addition to those on the schedule if the school board provides the
16 adult pupil or the parent or guardian of a minor pupil with a revised schedule and
17 obtains the written consent of the adult pupil or the parent or guardian of a minor
18 pupil to conduct the additional examination.

19 **SECTION 3.** 119.04 (1) of the statutes is amended to read:

20 119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.0235 (3) (c),
21 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343, 115.345, 115.361, 115.38
22 (2), 115.45, 118.001 to 118.04, 118.045, 118.06, 118.07, 118.10, 118.12, 118.125 to
23 118.14, 118.145 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18,
24 118.19, 118.20, 118.24 (1), (2) (c) to (f), (6) and (8), 118.245, 118.25 (3) and (4), 118.255,
25 118.258, 118.291, 118.30 to 118.43, 118.51, 118.52, 118.55, 120.12 (5) and (15) to (26),

ASSEMBLY BILL 86

1 120.125, 120.13 (1), (2) (b) to (g), (3), (14), (17) to (19), (26), (34), (35) and (37), 120.14
2 and 120.25 are applicable to a 1st class city school district and board.

3 (END)