

2003 DRAFTING REQUEST

Bill

Received: 12/13/2002

Received By: mlief

Wanted: As time permits

Identical to LRB:

For: Rob Kreibich (608) 266-0660

By/Representing: brad

This file may be shown to any legislator: NO

Drafter: mlief

May Contact:

Addl. Drafters:

Subject: Higher Education - UW System

Extra Copies: PG

Submit via email: YES

Requester's email: Rep.Kreibich@legis.state.wi.us

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Providing students at UW with information about bacterial meningitis

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>
/?	mlief 12/13/2002	kgilfoy 12/13/2002		_____			
/1			rschluet 12/16/2002	_____	amentkow 12/16/2002		
/2	mlief	kgilfoy	rschluet	_____	sbasford		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	01/09/2003	01/09/2003	01/10/2003	_____	01/10/2003		
/3	mlied 05/14/2003	kgilfoy 05/14/2003	chaskett 05/14/2003	_____	amentkow 05/14/2003	amentkow 05/14/2003	
/4	mlied 05/15/2003	csicilia 05/15/2003	rschluet 05/15/2003	_____	amentkow 05/15/2003	amentkow 05/15/2003	

FE Sent For: *None Needed* <END>

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/1			rschluet 12/16/2002		amentkow 12/16/2002		
/2	mlief	kgilfoy	rschluet		sbasford		

Handwritten signature and date: 5-15-03 PG

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	01/09/2003	01/09/2003	01/10/2003	_____	01/10/2003		
/3	mlief 05/14/2003	kgilfoy 05/14/2003	chaskett 05/14/2003	_____	amentkow 05/14/2003	amentkow 05/14/2003	

FE Sent For:

1/1 cjs S/15
03

<END>

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/?	mlief 12/13/2002	kgilfoy 12/13/2002		<u>King / cp</u> <u>SJA</u>			
/1			rschluet 12/16/2002		amentkow 12/16/2002		
/2	mlief	kgilfoy	rschluet		sbasford		
		1/3 - 5/14 kmq	1/3 5/14 cch				

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/1		1/2 - 1/9 KMG	rschluet 12/16/2002		amentkow 12/16/2002		

[Handwritten signature]
1-10-3

FE Sent For:

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Instructions:

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Jacket - Due by 4:50 TODAY

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1?	mlief	1-12/13 KMG		 12-13-2 JFF			

FE Sent For:

<END>

12/13 TC message Brad Rep Krebier

All incoming freshmen be informed of
health facts re: meningitis + where to
get info

2003

Date (time) needed

LRB - 1130 11

BILL

Due ~~Jan~~ Jan. 15.

MSL: King

Use the appropriate components and routines developed for bills.

AN ACT ... [generate catalog] to repeal ... ; to renumber ... ; to consolidate and renumber ... ; to renumber and amend ... ; to consolidate, renumber and amend ... ; to amend ... ; to repeal and recreate ... ; and to create ... of the statutes; relating to: ... providing University of Wisconsin System students with information about bacterial meningitis.

[NOTE: See section 4.02 (2) (br), Drafting Manual, for specific order of standard phrases.]

Analysis by the Legislative Reference Bureau

- If titles are needed in the analysis, in the component bar:
For the main heading, execute: create -> anal: -> title: -> head
For the subheading, execute: create -> anal: -> title: -> sub
For the sub-subheading, execute: create -> anal: -> title: -> sub-sub
For the analysis text, in the component bar:
For the text paragraph, execute: create -> anal: -> text

This bill requires the University of Wisconsin System board of regents to ensure that all undergraduate students admitted to the UW system receive information at orientation about the symptoms, treatment, prevention, and incidence of bacterial meningitis and where students may receive the vaccination against the disease.

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

SECTION #.

¶ Sec# CR. 36.25 (46)

¶ 36.25(46) ^(B) MENINGITIS. ^{C +} A

The board shall ensure that all undergraduate ^{fat} _{orientation} students admitted to the system receive information about the symptoms, treatment, ^{prevention,} and incidence of ~~meningococcal~~ ^{bacterial} meningitis and where students may receive the vaccination against the ~~disease~~ disease.

¶ SEC #. Initial ^{applicability} ~~applicability~~.

¶ (#) This bill first applies to students admitted after the effective date of this subsection.

1/8 - Meeting w/ Tom Runko + Brad

SENATE BILL 653

Olr2783
CF HB 227

By: Senator Collins
Introduced and read first time: February 4, 2000
Assigned to: Economic and Environmental Affairs
Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: March 13, 2000

① Use WISC DPI
for E&C Commission responsibilities.

② Use DHFS for
Health responsibilities.

③ Do not spec. a
penalty for failure
to do

CHAPTER _____

1 AN ACT concerning
2
3 Institutions of Higher Education - Students - Vaccination for Meningococcal
4 Disease

4 FOR the purpose of requiring certain students enrolled in institutions of higher
5 education to receive a certain vaccination or sign a certain waiver; requiring the
6 Secretary of the Department of Health and Mental Hygiene, in consultation
7 with the Maryland Higher Education Commission, to adopt certain regulations;
8 providing that certain institutions of higher education are not required to
9 provide or pay for vaccinations for meningococcal disease; requiring the
10 Commission to assist in implementing certain requirements; and generally
11 relating to vaccination against infectious and contagious diseases.

12 BY renumbering
13 Article - Education
14 Section 11-105(s) and (t), respectively
15 to be Section 11-105(t) and (u), respectively
16 Annotated Code of Maryland
17 (1999 Replacement Volume)

18 BY adding to
19 Article - Education
20 Section 11-105(s)
21 Annotated Code of Maryland
22 (1999 Replacement Volume)

23 BY repealing and reenacting, with amendments,

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.
Underlining indicates amendments to bill.
~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law
by amendment.



1 Article - Health - General
2 Section 18-102
3 Annotated Code of Maryland
4 (1994 Replacement Volume and 1999 Supplement)

5 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
6 MARYLAND, That Section(s) 11-105(s) and (t), respectively, of Article - Education of
7 the Annotated Code of Maryland be renumbered to be Section(s) 11-105(t) and (u),
8 respectively.

9 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland
10 read as follows:

11 **Article - Education**

12 11-105.

13 (S) THE COMMISSION SHALL ASSIST THE DEPARTMENT OF HEALTH AND
14 MENTAL HYGIENE IN IMPLEMENTING THE VACCINATION REQUIREMENTS ADOPTED
15 UNDER § 18-102(B) OF THE HEALTH - GENERAL ARTICLE.

16 **Article - Health - General**

17 18-102.

18 (a) The Secretary shall adopt rules and regulations necessary to prevent:

19 (1) The introduction of an infectious or contagious disease into this
20 State; or

21 (2) The spread of an infectious or contagious disease in this State.

22 (b) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, AN
23 INDIVIDUAL ENROLLED IN AN INSTITUTION OF HIGHER EDUCATION WHO RESIDES
24 IN ON-CAMPUS STUDENT HOUSING SHALL BE VACCINATED AGAINST
25 MENINGOCOCCAL DISEASE.

26 (2) AN INDIVIDUAL IS EXEMPT FROM THE VACCINATION REQUIREMENT
27 IN PARAGRAPH (1) OF THIS SUBSECTION IF:

28 (I) THE INSTITUTION OF HIGHER EDUCATION PROVIDES THE
29 ~~INDIVIDUAL WITH~~ DETAILED INFORMATION ON THE RISKS ASSOCIATED WITH
30 MENINGOCOCCAL DISEASE AND THE AVAILABILITY AND EFFECTIVENESS OF ANY
31 VACCINE TO:

32 1. THE INDIVIDUAL, IF THE INDIVIDUAL IS 18 YEARS OF AGE
33 OR OLDER; OR

Tc from Brd - 1/9/03

- All colleges + universities - private, too
- Students living in residence halls
- No booster required



2003 BILL

SOON
to ed 1/9

Gen. Cat.

requiring certain college students to be vaccinated against or be informed about

1 AN ACT to create 36.25 (46) of the statutes; relating to: providing University
2 of Wisconsin System students with information about bacterial meningitis.

Analysis by the Legislative Reference Bureau

INS - analysis

This bill requires the University of Wisconsin (UW) System Board of Regents to ensure that all undergraduate students admitted to the UW System receive information at orientation about the symptoms, treatment, prevention, and incidence of bacterial meningitis and where students may receive the vaccination against the disease.

INS 1-3

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

3

SECTION 1. 36.25 (46) of the statutes is created to read:

4

36.25 (46) MENINGITIS. The board shall ensure that all undergraduate students

5

admitted to the system receive information at orientation about the symptoms,

6

treatment, prevention, and incidence of bacterial meningitis and where students

7

may receive the vaccination against the disease.

8

SECTION 2. Initial applicability.

BILL

to a college or university

1

(1) This bill first applies to students admitted after the effective date of this

2

subsection.

3

(END)

INS - Analysis

AA

or university

X This bill prohibits the University of Wisconsin System and all private colleges and universities in Wisconsin from assigning an undergraduate student to a dormitory or residence hall unless (1) the student provides proof that he or she has been vaccinated against bacterial meningitis within 12 months of the proposed assignment; or (2) ~~that~~ the college has provided detailed information on the risks associated with bacterial meningitis and the availability and effectiveness of vaccines against the disease and the student (or his or her parent or guardian, if the student is a minor) signs a waiver that he or she has reviewed the information and has chosen not to be vaccinated.

INS
1-3

SECTION 1. 36.25 (46) of the statutes is created to read:

36.25 (46) BACTERIAL MENINGITIS. The board may not assign an undergraduate student to a dormitory or residence hall unless one of the following occurs:

(a) The student submits proof to the appropriate campus office that he or she has been vaccinated against bacterial meningitis within 12 months of the proposed assignment.

(b) The board provides detailed information on the risks associated with bacterial meningitis and the availability and effectiveness of vaccines against the disease to the student, if he or she is at least 18 years old, or to the student's parent or guardian, if the student is a minor, and the individual who is provided the information signs a waiver that he or she has reviewed the information and has chosen not to be vaccinated or has chosen not to have the minor vaccinated.

13
14
15
16

SECTION 2. Subch. V () of chapter 39 [precedes 39.81] is created to read:

apks

of the statutes

hard return

CHAPTER 39
Subchapter V
PRIVATE COLLEGES AND UNIVERSITIES

~~SECTION 3. 39.81 of the statutes is created to read.~~

↓

Barman, Mike

From: Barman, Mike
Sent: Tuesday, January 28, 2003 7:59 AM
To: Hub, Brad; Rep.Kreibich
Subject: LRB-1130/2 (attached - from MJL)



03-1130/2

Mike Barman

Mike Barman - Senior Program Asst. (PH. 608-266-3561)
(E-Mail: mike.barman@legis.state.wi.us) (FAX: 608-264-6948)

State of Wisconsin
Legislative Reference Bureau - Legal Section - Front Office
100 N. Hamilton Street - 5th Floor
Madison, WI 53703

Lief, Madelon

From: Lief, Madelon
Sent: Tuesday, February 11, 2003 2:01 PM
To: Hub, Brad; Kreibich, Robin
Subject: FW: LRB-1130

My email below refers to LRB-1130/2.

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

From: Lief, Madelon
Sent: Tuesday, February 11, 2003 2:00 PM
To: Hub, Brad; Kreibich, Robin
Subject: LRB-1130

I'm writing this email to confirm conversations I have had with Brad concerning LRB-1130. The bill clearly does **not** obligate UW or, for that matter, any private college, to vaccinate students against meningitis. The only obligations imposed on colleges are to require proof of vaccination before placing a student in student housing or, if the student wants to sign a waiver, to provide detailed information about the risks of the disease and of the availability and effectiveness of vaccines. I do not believe there will be any fiscal impact warranting a fiscal estimate, which is why I did not request one for this bill.

If you have any additional questions, please do not hesitate to contact me.

Madelon (Lonnie) Lief
Senior Legislative Attorney
Legislative Reference Bureau
608-267-7380
madelon.lief@legis.state.wi.us

Barman, Mike

From: Barman, Mike
Sent: Thursday, May 01, 2003 10:16 AM
To: Rep.Kreibich
Subject: LRB-1130/2 (attached - requested by Brad)



03-1130/2

Mike Barman

Mike Barman - Senior Program Asst. (PH. 608-266-3561)
(E-Mail: mike.barman@legis.state.wi.us) (FAX: 608-264-6948)

State of Wisconsin
Legislative Reference Bureau - Legal Section - Front Office
100 N. Hamilton Street - 5th Floor
Madison, WI 53703

Subject:

FW: changes to LRB 1130/2

1. Change all occurrences of "bacterial meningitis" to "meningococcal disease".
2. Page 1, line 5 (and page 2, line 17): change "assign" to "permit".
3. Page 1, line 6 (and page 2, line 17), after "to", insert "occupy".
4. Page 2, line 2 (and page 2, lines 20 and 21): delete "the proposed assignment" and substitute "his or her initial occupancy of a dormitory or residence hall. Proof of vaccination may include either documentation from the health care provider who administered the vaccination or a statement signed by the student, if he or she is at least 18 years old, or the student's parent or guardian, specifying the date the vaccination was administered and the identity of the health care provider or agency who administered the vaccination or the facility at which the vaccination was administered".
5. Page 2, line 8 (and page 3, line 1): delete "signs a waiver" and substitute "affirms".
6. It should be made clear that the requirement applies only the first time a particular student is assigned to a dorm. Once a student has gotten the vaccination or indicated that they have chosen not to receive the vaccination, they don't have to go through the procedure for each successive year they live in a dorm. (The vaccination remains effective for 3 to 8 years.)
7. Page 3, line 5, delete "admitted to a college or university" and substitute "occupying a dormitory or residence hall".



2003 BILL

RMR

Now

Sen. Cat.

1 AN ACT to create 36.25 (46) and subchapter V of chapter 39 [precedes 39.81] of
2 the statutes; relating to: requiring certain college students to be vaccinated
3 against or be informed about bacterial meningitis.

Analysis by the Legislative Reference Bureau

initial occupancy of the dormitory or residence hall

This bill prohibits the University of Wisconsin System and all private colleges and universities in Wisconsin from ~~assigning~~ ^{permitting} an undergraduate student to a dormitory or residence hall unless: 1) the student provides proof that he or she has been vaccinated against bacterial meningitis within 12 months of the ~~proposed~~ assignment; or 2) the college or university has provided detailed information on the risks associated with bacterial meningitis and the availability and effectiveness of vaccines against the disease and the student (or his or her parent or guardian, if the student is a minor) ~~signs a waiver~~ ^{affirms} that he or she has reviewed the information and has chosen not to be vaccinated.

occupy

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

4 SECTION 1. 36.25 (46) of the statutes is created to read:
5 36.25 (46) BACTERIAL MENINGITIS. The board may not ~~assign~~ ^{permit}
6 student to ^{occupy} a dormitory or residence hall unless one of the following occurs:

BILL

1 (a) The student submits proof to the appropriate campus office that he or she
 2 has been vaccinated against bacterial meningitis within 12 months of ^{his or her initial} the proposed
 3 ~~assignment~~ occupancy of a dormitory or residence hall. **INSERT A**

4 (b) The board provides detailed information on the risks associated with
 5 bacterial meningitis and the availability and effectiveness of vaccines against the
 6 disease to the student, if he or she is at least 18 years old, or to the student's parent
 7 or guardian, if the student is a minor, and the individual who is provided the
 8 information ~~signs a waiver~~ ^{affirms} that he or she has reviewed the information and has
 9 chosen not to be vaccinated or has chosen not to have the minor vaccinated.

10 SECTION 2. Subchapter V of chapter 39 [precedes 39.81] of the statutes is
 11 created to read:

12 **CHAPTER 39**
 13 **SUBCHAPTER V**
 14 **PRIVATE COLLEGES AND**
 15 **UNIVERSITIES**

permit

16 **39.81 Bacterial meningitis.** A private college or university may not ~~assign~~
 17 an undergraduate student to a dormitory or residence hall unless one of the following
 18 occurs: *occupy*

19 (1) The student submits proof to the college or university that he or she has
 20 been vaccinated against bacterial meningitis within 12 months of ^{his or her} the proposed
 21 ~~assignment~~ initial occupancy of a dormitory or residence hall. **INSERT A**

22 (2) The college or university provides detailed information on the risks
 23 associated with bacterial meningitis and the availability and effectiveness of
 24 vaccines against the disease to the student, if he or she is at least 18 years old, or to
 25 the student's parent or guardian, if the student is a minor, and the individual who

BILL

① is provided the information ^{affirms} ~~signs a waiver~~ that he or she has reviewed the
 2 information and has chosen not to be vaccinated or has chosen not to have the minor
 3 vaccinated.

SECTION 3. Initial applicability.

⑤ (1) This bill first applies to students ^{occupying a dormitory or residence hall} ~~admitted to a college or university~~ after

⑥ ^{on} the effective date of this subsection.

7 (END)

(608-266-3561)

of vaccination

After this ^{initial} proof is provided, the student is not required to provide proof for subsequent occupancies.

Proof of vaccination shall include documentation

from the health care provider who administered

the vaccination ^{shall include} or a statement signed by the

student or, if the student is younger than 18 ^{of age}

years old, by the student's parent or guardian,

on which that specifies the date the vaccination was

administered and the health care provider ~~that~~ who

administered the vaccination or the facility at which

the vaccination was administered. ~~AAASD me~~

~~initial proof~~ ^{of vaccination} is provided, ~~a student is not~~

~~required to provide proof of vaccination~~



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-1130/3
MJL/kmg/cph

tcs

2003 BILL

Now

Reger

1 AN ACT to create 36.25 (46) and subchapter V of chapter 39 [precedes 39.81] of
2 the statutes; relating to: requiring certain college students to be vaccinated
3 against or be informed about meningococcal disease ~~bacterial meningitis~~.

Analysis by the Legislative Reference Bureau

This bill prohibits the University of Wisconsin System and all private colleges and universities in Wisconsin from permitting an undergraduate student to occupy a dormitory or residence hall unless: 1) the student provides proof that he or she has been vaccinated against ~~bacterial meningitis~~ meningococcal disease within 12 months of the initial occupancy of the dormitory or residence hall; or 2) the college or university has provided detailed information on the risks associated with ~~bacterial meningitis~~ and the availability and effectiveness of vaccines against the disease and the student (or his or her parent or guardian, if the student is a minor) affirms that he or she has reviewed the information and has chosen not to be vaccinated.

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

4 SECTION 1. 36.25 (46) of the statutes is created to read:
5 36.25 (46) Meningococcal disease ~~BACTERIAL MENINGITIS~~. The board may not permit an undergraduate
6 student to occupy a dormitory or residence hall unless one of the following occurs:

BILL

²
meningococcal
~~meningococcal~~ disease

1 (a) The student submits proof to the appropriate campus office that he or she
2 has been vaccinated against ~~bacterial meningitis~~ within 12 months of his or her
3 initial occupancy of a dormitory or residence hall. After this initial proof of
4 vaccination is provided, the student is not required to provide proof for subsequent
5 occupancies. Proof of vaccination shall include documentation from the health care
6 provider who administered the vaccination or shall include a statement signed by the
7 student or, if the student is younger than 18 years of age, by the student's parent or
8 guardian, that specifies the date on which the vaccination was administered and the
9 health care provider who administered the vaccination or the facility at which the
10 vaccination was administered.

11 (b) The board provides detailed information on the risks associated with
12 ~~bacterial meningitis~~ and the availability and effectiveness of vaccines against the
13 disease to the student, if he or she is at least 18 years old, or to the student's parent
14 or guardian, if the student is a minor, and the individual who is provided the
15 information affirms that he or she has reviewed the information and has chosen not
16 to be vaccinated or has chosen not to have the minor vaccinated.

17 **SECTION 2.** Subchapter V of chapter 39 [precedes 39.81] of the statutes is
18 created to read:

CHAPTER 39

SUBCHAPTER V

PRIVATE COLLEGES AND

UNIVERSITIES

ⓑ
Meningococcal
~~Meningococcal~~ disease

Once the ^{individual} student
so affirms, the board
is not required to
obtain subsequent
affirmations.

23 **39.81** ~~Bacterial meningitis~~ A private college or university may not permit
24 an undergraduate student to occupy a dormitory or residence hall unless one of the
25 following occurs:

BILL

*meningococcal
meningococcal disease*

1 (1) The student submits proof to the college or university that he or she has
2 been vaccinated against ~~bacterial meningitis~~ within 12 months of his or her initial
3 occupancy of a dormitory or residence hall. After this initial proof of vaccination is
4 provided, the student is not required to provide proof for subsequent occupancies.
5 Proof of vaccination shall include documentation from the health care provider who
6 administered the vaccination or shall include a statement signed by the student or,
7 if the student is younger than 18 years of age, by the student's parent or guardian,
8 that specifies the date on which the vaccination was administered and the health
9 care provider who administered the vaccination or the facility at which the
10 vaccination was administered.

11 (2) The college or university provides detailed information on the risks
12 associated with ~~bacterial meningitis~~ and the availability and effectiveness of
13 vaccines against the disease to the student, if he or she is at least 18 years old, or to
14 the student's parent or guardian, if the student is a minor, and the individual who
15 is provided the information affirms that he or she has reviewed the information and
16 has chosen not to be vaccinated or has chosen not to have the minor vaccinated.

SECTION 3. Initial applicability.

18 (1) This bill first applies to students occupying a dormitory or residence hall on
19 the effective date of this subsection.

(END)

individual
Once the ~~student~~ *individual* so
affirms, the college or
university is not
required to obtain
subsequent affirmations.