

07hr_JCR-AR_Misc_pt11



Details: PI 33 Emergency Rule Extension Request. Public hearing held June 18, 2008.

(FORM UPDATED: 08/11/2010)

WISCONSIN STATE LEGISLATURE ... PUBLIC HEARING - COMMITTEE RECORDS

2007-08

(session year)

Joint

(Assembly, Senate or Joint)

Committee for Review of Administrative Rules...

COMMITTEE NOTICES ...

- Committee Reports ... **CR**
- Executive Sessions ... **ES**
- Public Hearings ... **PH**

INFORMATION COLLECTED BY COMMITTEE FOR AND AGAINST PROPOSAL

- Appointments ... **Appt** (w/Record of Comm. Proceedings)
- Clearinghouse Rules ... **CRule** (w/Record of Comm. Proceedings)
- Hearing Records ... bills and resolutions (w/Record of Comm. Proceedings)
(**ab** = Assembly Bill) (**ar** = Assembly Resolution) (**ajr** = Assembly Joint Resolution)
(**sb** = Senate Bill) (**sr** = Senate Resolution) (**sjr** = Senate Joint Resolution)
- Miscellaneous ... **Misc**

Record of Committee Proceedings

Joint Committee for Review of Administrative Rules

PI 33 Emergency Extension Request

Department requests 60-day extension relating to grants for nursing services.

June 18, 2008

PUBLIC HEARING HELD

Present: (9) Senators Jauch, Lehman, Kreitlow, Grothman and Leibham; Representatives LeMahieu, Friske, Black and Berceau.
Absent: (1) Representative Zipperer.

Appearances For

- Jennifer Kammerud — DPI

Appearances Against

- None.

Appearances for Information Only

- None.

Registrations For

- Jack O'Meara — Wisconsin Association of School Nurses

Registrations Against

- None.

Registrations for Information Only

- None.

June 18, 2008

EXECUTIVE SESSION HELD

Present: (9) Senators Jauch, Lehman, Kreitlow, Grothman and Leibham; Representatives LeMahieu, Friske, Black and Berceau.
Absent: (1) Representative Zipperer.

Moved by Representative Black, seconded by Senator Jauch that **PI 33 Emergency Extension Request** relating to grants for nursing services be recommended for 60-day extension.


Ayes: (9) Senators Jauch, Lehman, Kreitlow*,
Grothman and Leibham; Representatives
LeMahieu, Friske, Black and Berceau.

Noes: (0) None.

Absent: (1) Representative Zipperer.

Motion Passed 9-0 (Zipperer Absent)

*Voted by Polling



Jeffrey Grothman
Committee Clerk





WASN

Wisconsin Association of School Nurses

**Statement on the Permanent Creation of Rules Under Chapter PI 33,
Relating to Grants for Nursing Services**

February 21, 2008

The creation of permanent rules under Chapter PI 33, and the corresponding allocation of state funds earmarked specifically for school nursing, is an important milestone for the State of Wisconsin. It sends a strong message to the citizens of our state that quality school nursing is an essential and important part of our state's education system.

The Wisconsin Association of School Nurses (WASN) would like to thank the many state officials who made this a priority in the recent state budget process. First, we thank State Superintendent of Public Instruction Elizabeth Burmaster, who included \$2 million for school nursing in her budget recommendation. She and other DPI officials also made the case for school nursing to Governor Doyle and the Legislature as the budget was debated.

Next, we would like to thank Senator Judy Robson for playing a very important role in the Legislature. It was her budget amendment that added \$500,000 for school nursing back into the budget in the Senate. Then, as the budget debate reached its final stages, Senator Robson made sure the school nursing funding was preserved.

Finally, we thank Governor Jim Doyle for also making these funds a priority during budget negotiations, and for approving the funding when he signed the state budget bill into law.

Providing nurses in schools is based on a simple premise: Kids can't learn if they are sick or their health needs unmet. And in our increasingly global, knowledge-based economy, our children, the leaders and workers of the future, need to be able to learn.

It has been well-documented that strong school nurse-to-student ratios lead to higher rates of attendance and graduation. Having more school nurses means that student health problems get resolved more quickly and students return to class rather than being sent home.

Healthy People 2010 recommended a nurse-to-student ratio of at least 1:750. Other groups, including the National Association of School Nurses (NASN), have recommended the same ratio for the general school age population, with lower ratios for children with special needs.

As you can see from the attached graphic, Wisconsin falls well short of not just the recommended nurse-to-student ratios, but also the national median of ratios.

The bottom line is this: even with the greatly-appreciated new funding, there will continue to be a significant need for additional funding for school nursing throughout the State of Wisconsin. We hope state officials will continue to recognize this need and work with WASN to make the funding of school nursing services in our state a top priority.

Thank you for taking the time to hold this public hearing and to listen to the views of WASN members. Your commitment to the health of Wisconsin's school children is deeply appreciated.



WASN

Wisconsin Association of School Nurses

School Nurse Funding Grant Recipients for 2007-2008 School Year

Unified School District of Antigo

Bayfield County

School District of Green Bay

Racine Unified School District

Sheboygan Area School District

West Allis-West Milwaukee School District



A QUALITY
EDUCATION
FOR
EVERY
CHILD



State of Wisconsin Department of Public Instruction

Elizabeth Burmaster, State Superintendent

April 3, 2008

The Honorable Daniel LeMahieu, Co-Chair
Joint Committee for Review of Administrative Rules
Room 17 North
State Capitol
Madison, WI 53702

The Honorable Robert Jauch, Co-Chair
Joint Committee for Review of Administrative Rules
Room 118 South
State Capitol
Madison, WI 53702

Dear Representative LeMahieu and Senator Jauch:

The Department of Public Instruction is submitting this letter as a petition to extend for 60 days the effective period of the emergency rule relating to grants for nursing services.

2007 Wisconsin Act 20, the biennial budget bill, created a new competitive grant program under s. 115.28 (47), Stats., appropriating \$250,000 annually for school districts, other than Milwaukee Public Schools, to employ additional school nurses or contract for additional nursing services.

Grants must be awarded based on greatest need for such services based on criteria such as the ratio of pupils to nurses, rate of chronic health problems among pupils, and number of pupils from low-income families. Recipients may not supplant existing nursing staff or services and must submit a report to the department describing how the school district used the money and its effectiveness in providing additional nursing services to pupils who need such services.

The proposed rule establishes criteria and procedures for awarding grants to eligible school districts. Emergency rules were promulgated effective November 24, 2007, in order to establish application criteria and procedures in time for the program to operate in the second semester of the school year.

The emergency rules will expire April 23, 2008. The proposed permanent rules were submitted to the Legislative Council Rules Clearinghouse on January 3, 2008. The department held a public hearing on February 1, 2008, in Madison. Notice of rules in final draft form will be submitted to the presiding officers of each house of the legislature in April. We hope to have permanent rules in place by September 1, 2008.

We are requesting this extension to ensure that procedures relating to program participation remain in place during the legislative review period of the proposed permanent rules. If you have any questions relating to this request, please contact Douglas White, Director, Student Services/Prevention and Wellness, at (608) 266-5198 or douglas.white@dpi.state.wi.us. Thank you for your consideration of this request.

Sincerely,

A handwritten signature in black ink, appearing to read 'Anthony S. Evers', is written over a horizontal line.

Anthony S. Evers
Deputy State Superintendent

AE:lls

**ORDER OF THE
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION
CREATING EMERGENCY RULES**

The state superintendent of public instruction hereby creates Chapter PI 33, relating to grants for nursing services.

ANALYSIS BY THE DEPARTMENT OF PUBLIC INSTRUCTION

Statute interpreted: Section 115.28 (47), Stats.

Statutory authority: Section 227.11 (2) (a), Stats.

Explanation of agency authority:

Section 227.11 (2) (a), Stats., gives an agency rule-making authority to interpret the provisions of any statute enforced or administered by it, if the agency considers it necessary to effectuate the purpose of the statute.

Related statute or rule: N/A

Plain language analysis:

2007 Wisconsin Act 20, the biennial budget bill, created a new competitive grant program under s. 115.28 (47), Stats., appropriating \$250,000 annually for school districts, other than Milwaukee Public Schools, to employ additional school nurses or contract for additional nursing services.

Grants must be awarded based on greatest need such as the ratio of pupils to nurses, rate of chronic health problems among pupils, and number of pupils from low-income families. Recipients may not supplant existing nursing staff or services and must submit a report to the department describing how the school district used the money and its effectiveness in providing additional nursing services to pupils who need such services.

The proposed rule establishes criteria and procedures for awarding grants to eligible school districts.

Summary of, and comparison with, existing or proposed federal regulations: N/A

Comparison with rules in adjacent states:

Illinois, Iowa, Michigan, and Minnesota do not have rules relating to grants for nursing services.

Summary of factual data and analytical methodologies:

The rules reflect statutory language. Because 2007 Wisconsin Act 20 creating this grant program became effective October 27, 2007, the rule established an application deadline of December 14 to expedite the awarding of funds in 2007-08. In subsequent years, applications will be due April 30 to coincide with application timelines established for other grants awarded by the department.

Analysis and supporting documents used to determine effect on small business or in preparation of economic impact report: N/A

Anticipated costs incurred by private sector: N/A

Effect on small business:

The proposed rules will have no significant economic impact on small businesses, as defined in s. 227.114 (1) (a), Stats.

Agency contact person: (including email and telephone)

Douglas White, Director, Student Services/Prevention and Wellness, (608) 266-5198, douglas.white@dpi.state.wi.us .

Place where comments are to be submitted and deadline for submission:

The department will publish a hearing notice in the *Administrative Register* which will include this information.

SECTION 1. Chapter PI 33 is created to read:

CHAPTER PI 33

GRANTS FOR NURSING SERVICES

PI 33.01 Purpose. This chapter sets forth criteria and procedures for awarding grants to eligible school districts to employ additional school nurses or contract for additional nursing services under s. 115.28 (47), Stats. Funds are awarded from the appropriation under s. 20.255 (2) (dL), Stats.

PI 33.02 Definitions. In this chapter:

- (1) "Department" means the Wisconsin department of public instruction.
- (2) "Nursing services" means any duties provided or delegated by the school nurse to increase the health and safety of children and youth.
- (3) "Nursing services grant program" means a program established under s. 115.28 (47), Stats.
- (4) "School board" has the meaning defined in s. 115.001 (7), Stats.
- (5) "School district" has the meaning defined in s. 115.01 (3), Stats.
- (6) "School nurse" means a registered nurse in Wisconsin with a baccalaureate degree in nursing.

PI 33.03 Eligible applicants and application requirements.

(1) Annually by December 14, 2007, and by April 30 in subsequent years, school boards, other than the school board of the school district operating under ch. 119, Stats., may apply to the department for a nursing services grant program to employ additional school nurses or contract for additional nursing services. A school board may apply on its own or in cooperation with another school board.

(2) A nursing services grant program may include activities such as population assessment, management of acute and chronic care, medication administration, immunization and communicable disease, injury control, physical assessment and screening, health education and promotion, case management and advocacy for health and safety of children and youth in the school setting.

(3) An application under this section shall include all of the following:

- (a) An assurance that the recipient will not use the grant money to supplant existing nursing staff or services.

- (b) Evidence of need for the grant, including the ratio of pupils to nurses, the rate of chronic health problems among pupils and the number of pupils from low-income families.
- (c) A description of the health needs of the pupil population to be served.
- (d) A description of the type of nursing services to be provided.
- (e) A description of how the school district will measure the effectiveness of the additional nursing services to pupils.
- (f) A description of the cost of the program.

PI 33.04 Review of applications and awarding of grants. (1) The department shall establish funding limits annually based on the appropriation under s. 20.255 (2) (fz), Stats., and inform school district of these limits.

(2) The department shall review the applications submitted under this chapter and shall determine which of the applications eligible for funding will receive grants based on the following criteria:

- (a) The extent there is a need for the grant.
- (b) The extent to which the proposed school nursing services will meet the identified student health needs.
- (c) The extent to which the application describes appropriate methods for reporting the effectiveness of the proposed school nursing services.

PI 33.05 Grant recipient requirements. Each school district receiving a grant under this chapter shall submit a report to the department describing how the school district used the money and its effectiveness in providing additional nursing services to pupils who need such services.

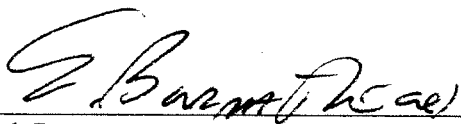
FINDING OF EMERGENCY

The Department of Public Instruction finds that an emergency exists and that the adoption of an emergency rule is necessary for the immediate preservation of the public welfare. The facts constituting the emergency are as follows:

The school nursing grant program under s. 115.28 (47), Stats., was created under 2007 Wisconsin Act 20. The Act became effective October 27, 2007, and appropriated \$250,000 annually beginning in the 2007-08 school year. In order for school districts to develop applications and for the department to review the applications and grant awards in time for the program to operate in the second semester of the school year, rules must be in place as soon as possible to establish application criteria and procedures.

The rules contained in this order shall take effect upon publication as an emergency rule pursuant to the authority granted by s. 227.24, Stats.

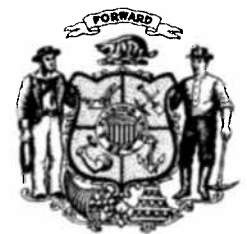
Dated this 24th day of November, 2007



Elizabeth Burmaster
State Superintendent



WISCONSIN STATE LEGISLATURE



A QUALITY
EDUCATION
FOR
EVERY
CHILD



State of Wisconsin Department of Public Instruction

Elizabeth Burmaster, State Superintendent

To: Joint Committee for the Review of Administrative Rules
From: Jennifer Kammerud, Legislative Liaison *JK*
Date: April 17, 2008
Re: **PI 33 – Grants for Nursing Services**

2007 Wisconsin Act 20 created a new competitive grant program under which the department is to appropriate \$250,000 annually for school districts, other than Milwaukee Public Schools, to employ additional school nurses or contract for additional nursing services.

The department promulgated PI 33 to administer these grants. These rules clarify that grant recipients must provide assurances that the money will not be used to supplant existing nursing staff or services. Applicants must also demonstrate need, types of services to be provided, and a way to measure the effectiveness of additional services to students. Recipients of the grants are required to send the department a report of how the money was used and its effectiveness.

Emergency rules were promulgated effective November 24, 2007 so the program could be operational beginning in the 2007-08 school year. These rules expire on April 22. The next round of grant applications, however, is due April 30. While the department submitted the rules in final draft form on Monday to the presiding officers of each house, permanent rules would likely not be in place until fall. Without an extension of the emergency rules, the department would not be able to ensure the continuity of the program and procedures relating to program participation during the legislative review period of the proposed permanent rules.



A QUALITY
EDUCATION
FOR
EVERY
CHILD



State of Wisconsin Department of Public Instruction

Elizabeth Burmaster, State Superintendent

May 23, 2008

The Honorable Daniel LeMahieu, Co-Chair
Joint Committee for Review of Administrative Rules
Room 17 North
State Capitol
Madison, WI 53702

The Honorable Robert Jauch, Co-Chair
Joint Committee for Review of Administrative Rules
Room 118 South
State Capitol
Madison, WI 53702

Dear Representative LeMahieu and Senator Jauch:

The Department of Public Instruction is submitting this letter as a petition to extend for 60 days the effective period of the emergency rule relating to grants for nursing services.

2007 Wisconsin Act 20, the biennial budget bill, created a new competitive grant program under s. 115.28 (47), Stats., appropriating \$250,000 annually for school districts, other than Milwaukee Public Schools, to employ additional school nurses or contract for additional nursing services.

Grants must be awarded based on greatest need for such services based on criteria such as the ratio of pupils to nurses, rate of chronic health problems among pupils, and number of pupils from low-income families. Recipients may not supplant existing nursing staff or services and must submit a report to the department describing how the school district used the money and its effectiveness in providing additional nursing services to pupils who need such services.

Emergency rules were promulgated effective November 24, 2007, in order to establish application criteria and procedures in time for the program to operate in the second semester of the school year. The emergency rules will expire June 20, 2008.

The proposed permanent rules were submitted to the Legislative Council Rules Clearinghouse on January 3, 2008. The department held a public hearing on February 1, 2008, in Madison. Notice of rules in final draft form were submitted to the presiding officers of each house of the Legislature on April 14, 2008. We hope to have permanent rules in place by September 1, 2008.

We are requesting this extension to ensure that procedures relating to program participation remain in place during the legislative review period of the proposed permanent rules. If you have any questions relating to this request, please contact Douglas White, Director, Student Services/Prevention and Wellness, at (608) 266-5198 or douglas.white@dpi.wi.gov. Thank you for your consideration of this request.

Sincerely,

Anthony S. Evers
Deputy State Superintendent

**ORDER OF THE
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION
CREATING EMERGENCY RULES**

The state superintendent of public instruction hereby creates Chapter PI 33, relating to grants for nursing services.

ANALYSIS BY THE DEPARTMENT OF PUBLIC INSTRUCTION

Statute interpreted: Section 115.28 (47), Stats.

Statutory authority: Section 227.11 (2) (a), Stats.

Explanation of agency authority:

Section 227.11 (2) (a), Stats., gives an agency rule-making authority to interpret the provisions of any statute enforced or administered by it, if the agency considers it necessary to effectuate the purpose of the statute.

Related statute or rule: N/A

Plain language analysis:

2007 Wisconsin Act 20, the biennial budget bill, created a new competitive grant program under s. 115.28 (47), Stats., appropriating \$250,000 annually for school districts, other than Milwaukee Public Schools, to employ additional school nurses or contract for additional nursing services.

Grants must be awarded based on greatest need such as the ratio of pupils to nurses, rate of chronic health problems among pupils, and number of pupils from low-income families. Recipients may not supplant existing nursing staff or services and must submit a report to the department describing how the school district used the money and its effectiveness in providing additional nursing services to pupils who need such services.

The proposed rule establishes criteria and procedures for awarding grants to eligible school districts.

Summary of, and comparison with, existing or proposed federal regulations: N/A

Comparison with rules in adjacent states:

Illinois, Iowa, Michigan, and Minnesota do not have rules relating to grants for nursing services.

Summary of factual data and analytical methodologies:

The rules reflect statutory language. Because 2007 Wisconsin Act 20 creating this grant program became effective October 27, 2007, the rule established an application deadline of December 14 to expedite the awarding of funds in 2007-08. In subsequent years, applications will be due April 30 to coincide with application timelines established for other grants awarded by the department.

Analysis and supporting documents used to determine effect on small business or in preparation of economic impact report: N/A

Anticipated costs incurred by private sector: N/A

Effect on small business:

The proposed rules will have no significant economic impact on small businesses, as defined in s. 227.114 (1) (a), Stats.

Agency contact person: (including email and telephone)

Douglas White, Director, Student Services/Prevention and Wellness, (608) 266-5198, douglas.white@dpi.state.wi.us .

Place where comments are to be submitted and deadline for submission:

The department will publish a hearing notice in the *Administrative Register* which will include this information.

SECTION 1. Chapter PI 33 is created to read:

CHAPTER PI 33

GRANTS FOR NURSING SERVICES

PI 33.01 Purpose. This chapter sets forth criteria and procedures for awarding grants to eligible school districts to employ additional school nurses or contract for additional nursing services under s. 115.28 (47), Stats. Funds are awarded from the appropriation under s. 20.255 (2) (dL), Stats.

PI 33.02 Definitions. In this chapter:

- (1) "Department" means the Wisconsin department of public instruction.
- (2) "Nursing services" means any duties provided or delegated by the school nurse to increase the health and safety of children and youth.
- (3) "Nursing services grant program" means a program established under s. 115.28 (47), Stats.
- (4) "School board" has the meaning defined in s. 115.001 (7), Stats.
- (5) "School district" has the meaning defined in s. 115.01 (3), Stats.
- (6) "School nurse" means a registered nurse in Wisconsin with a baccalaureate degree in nursing.

PI 33.03 Eligible applicants and application requirements.

(1) Annually by December 14, 2007, and by April 30 in subsequent years, school boards, other than the school board of the school district operating under ch. 119, Stats., may apply to the department for a nursing services grant program to employ additional school nurses or contract for additional nursing services. A school board may apply on its own or in cooperation with another school board.

(2) A nursing services grant program may include activities such as population assessment, management of acute and chronic care, medication administration, immunization and communicable disease, injury control, physical assessment and screening, health education and promotion, case management and advocacy for health and safety of children and youth in the school setting.

(3) An application under this section shall include all of the following:

- (a) An assurance that the recipient will not use the grant money to supplant existing nursing staff or services.

- (b) Evidence of need for the grant, including the ratio of pupils to nurses, the rate of chronic health problems among pupils and the number of pupils from low-income families.
- (c) A description of the health needs of the pupil population to be served.
- (d) A description of the type of nursing services to be provided.
- (e) A description of how the school district will measure the effectiveness of the additional nursing services to pupils.
- (f) A description of the cost of the program.

PI 33.04 Review of applications and awarding of grants. (1) The department shall establish funding limits annually based on the appropriation under s. 20.255 (2) (fz), Stats., and inform school district of these limits.

(2) The department shall review the applications submitted under this chapter and shall determine which of the applications eligible for funding will receive grants based on the following criteria:

- (a) The extent there is a need for the grant.
- (b) The extent to which the proposed school nursing services will meet the identified student health needs.
- (c) The extent to which the application describes appropriate methods for reporting the effectiveness of the proposed school nursing services.

PI 33.05 Grant recipient requirements. Each school district receiving a grant under this chapter shall submit a report to the department describing how the school district used the money and its effectiveness in providing additional nursing services to pupils who need such services.

FINDING OF EMERGENCY

The Department of Public Instruction finds that an emergency exists and that the adoption of an emergency rule is necessary for the immediate preservation of the public welfare. The facts constituting the emergency are as follows:

The school nursing grant program under s. 115.28 (47), Stats., was created under 2007 Wisconsin Act 20. The Act became effective October 27, 2007, and appropriated \$250,000 annually beginning in the 2007-08 school year. In order for school districts to develop applications and for the department to review the applications and grant awards in time for the program to operate in the second semester of the school year, rules must be in place as soon as possible to establish application criteria and procedures.

The rules contained in this order shall take effect upon publication as an emergency rule pursuant to the authority granted by s. 227.24, Stats.

Dated this _____ day of _____, 2007



SENATOR BOB JAUCH
CO-CHAIR

P.O. Box 7882
MADISON, WI 53707-7882
(608) 266-3510



REPRESENTATIVE DANIEL LEMAHIEU
CO-CHAIR

P.O. Box 8952
MADISON, WI 53708-8952
(608) 266-9175

**JOINT COMMITTEE FOR
REVIEW OF ADMINISTRATIVE RULES**

June 18, 2008

Elizabeth Burmaster
State Superintendent of Public Instruction
Department of Public Instruction
125 S. Webster Street
Madison, WI 53707

Dear Superintendent Burmaster:

The Joint Committee for the Review of Administrative Rules met in Executive Session on June 18, 2008 and adopted the following motion:

Moved by Representative Black, seconded by Senator Jauch that **PI 33 Emergency Extension Request** relating to grants for nursing services be recommended for 60-day extension.

Motion Passed 9-0.

Pursuant to s. 227.24(2)(c), stats., we are notifying the Legislative Reference Bureau of the Committee's action through copies of this letter.

Sincerely,

Senator Bob Jauch
Senate Co-Chair

Representative Daniel LeMahieu
Assembly Co-Chair

Cc: Bruce Hoesly, Legislative Reference Bureau



SENATOR BOB JAUCH
CO-CHAIR

P.O. Box 7882
MADISON, WI 53707-7882
(608) 266-3510



REPRESENTATIVE DANIEL LEMAHIEU
CO-CHAIR

P.O. Box 8952
MADISON, WI 53708-8952
(608) 266-9175

**JOINT COMMITTEE FOR
REVIEW OF ADMINISTRATIVE RULES**

June 18, 2008

The Honorable Fred Risser
Senate President
State Capitol Building
Room 220 South
Madison, WI 53702

The Honorable Michael Huebsch
Assembly Speaker
State Capitol Building
Room 211 West
Madison, WI 53702

Dear President Risser & Speaker Huebsch:

The Joint Committee for the Review of Administrative Rules met in Executive Session on June 18, 2008 and adopted the following motions:

Moved by Representative Black, seconded by Representative Friske that **PI 31 Emergency Extension Request** relating to grants for science, technology, engineering and mathematics be recommended for 60-day extension.

Motion Passed 8-1.

Moved by Representative Black, seconded by Senator Jauch that **PI 33 Emergency Extension Request** relating to grants for nursing services be recommended for 60-day extension.

Motion Passed 9-0.

Moved by Senator Jauch, seconded by Senator Lehman that **PI 16 Emergency Rule Extension** relating to four-year-old kindergarten grants be recommended for 60-day extension.

Motion Passed 7-2.

Moved by Senator Jauch, seconded by Senator Lehman that **Comm 132 Emergency Extension Request** relating to implementing a program for certifying applicants and allocating dairy manufacturing facility investment tax credits, and affecting small businesses be recommended for 60-day extension.

Motion Passed 9-0.

Pursuant to S. 227.24(2)(c), stats., as treated by 1997 Wisconsin Act 185, please forward a copy of this notice to the chairperson of the standing committee in your respective house most likely to have jurisdiction over the Clearinghouse Rule corresponding to this emergency rule.

Sincerely,

Handwritten signature of Bob Jauch in black ink.

Senator Bob Jauch
Senate Co-Chair

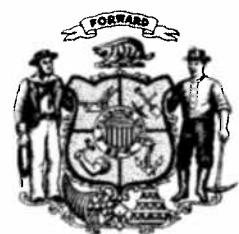
Handwritten signature of Daniel LeMahieu in black ink.

Representative Daniel LeMahieu
Assembly Co-Chair

Cc: Bruce Hoesly, Legislative Reference Bureau



WISCONSIN STATE LEGISLATURE



A QUALITY
EDUCATION
FOR
EVERY
CHILD



State of Wisconsin Department of Public Instruction

Elizabeth Burmaster, State Superintendent

To: Joint Committee for the Review of Administrative Rules
From: Jennifer Kammerud, Legislative Liaison *JK*
Date: June 18, 2008
Re: **PI 33 – Grants for Nursing Services**

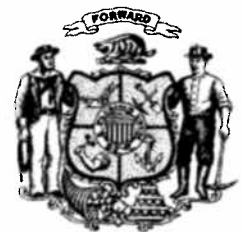
2007 Wisconsin Act 20 created a new competitive grant program under which the department is to appropriate \$250,000 annually for school districts, other than Milwaukee Public Schools, to employ additional school nurses or contract for additional nursing services.

The department promulgated PI 33 to administer these grants. These rules clarify that grant recipients must provide assurances that the money will not be used to supplant existing nursing staff or services. Applicants must also demonstrate need, types of services to be provided, and a way to measure the effectiveness of additional services to students. Recipients of the grants are required to send the department a report of how the money was used and its effectiveness.

Emergency rules were promulgated effective November 24, 2007 so the program could be operational beginning in the 2007-08 school year. These rules were extended by JCRAR and will expire on June 20. The permanent rules become effective August 1. Notification of grant awards for the upcoming school year will be sent to applicants by July 30. The department is requesting an extension of 41 days, rather than 60, to ensure the continuity of the program application procedures until the permanent rule becomes effective.



WISCONSIN STATE LEGISLATURE



How Does Your District Measure Up?

Rank	Students per School Nurse	State
1	298	Vermont
2	376	New Hampshire
3	434	DC
4	440	OSHNA
5	504	Connecticut
6	506	Delaware
7	524	Massachusetts
8	533	Alaska
9	577	Wyoming
10	590	Rhode Island
11	584	Kansas
12	672	New Jersey
13	689	Maine
14	793	New Mexico
15	794	Missouri
16	865	Pennsylvania
17	870	Texas
18	902	South Carolina
19	937	Alabama
20	963	Iowa
21	1,001	New York
22	1,012	Indiana
23	1,035	Maryland
24	1,087	Arkansas
25	1,170	Arizona
26	1,204	Virginia
27	1,212	Washington
28	1,344	West Virginia
29	1,354	South Dakota
30	1,404	Minnesota
31	1,405	Nebraska
32	1,412	Mississippi
33	1,463	Nevada
34	1,467	Montana
35	1,500	Colorado
36	1,571	North Carolina
37	1,577	Kentucky
38	1,589	Wisconsin
39	1,598	Georgia
40	1,628	Tennessee
41	2,030	Illinois
42	2,078	Louisiana
43	2,159	Florida
44	2,230	California
45	2,316	Ohio
46	2,444	Oregon
47	2,494	Idaho
48	3,248	Oklahoma
49	3,888	North Dakota
50	4,274	Michigan
51	5,539	Utah



Students per School Nurse

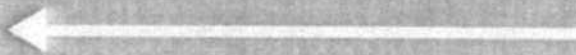
www.nasn.org

Wisconsin

ranks

38th

in school nurse
to student ratio



We CAN do better