



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2009 Senate Bill 414	Senate Amendment 1
<i>Memo published:</i> February 23, 2010	<i>Contact:</i> Anne Sappenfield, Senior Staff Attorney (267-9485) Russ Whitesel, Senior Staff Attorney (266-0922)

2009 Senate Bill 414 makes changes related to the qualifications required of school nurses and to administering prescription and nonprescription drugs to pupils.

Under current law, “school nurse” means a registered nurse who is also certified by the Department of Public Instruction (DPI) as being qualified to perform professional nursing services in a public school. Under the bill, “school nurse” means a registered nurse who also satisfies one or both of the following:

- Has a baccalaureate in nursing.
- Was employed, or under contract, as a school nurse on the effective date of the legislation.

The bill also modifies current law under which certain employees and volunteers may administer any nonprescription drug product to a pupil in compliance with the written instructions of the pupil’s parent or guardian if the pupil’s parent or guardian consents in writing. Under the bill, the nonprescription drug product must be supplied by the pupil’s parent or guardian in the original sealed manufacturer’s package and the package must list the ingredients and recommended therapeutic doses in a legible format.

The bill takes effect on the first day of the 12th month beginning after publication.

Senate Amendment 1 makes the following changes to the bill:

- Modifies the definition of “school nurse” to mean a registered nurse who also meets the qualifications for school nurses prescribed by the DPI by rule.

- Deletes the requirement that a nonprescription drug product must be supplied in a sealed package.
- Provides that the definition of “school nurse” in the bill becomes effective on January 1, 2011.

Legislative History

Senate Bill 414 was introduced by Senator Lehman and others; cosponsored by Representative Pope-Roberts on December 2, 2009. On February 18, 2010, in an executive session, the Senate Education Committee introduced and adopted Senate Amendment 1 to Senate Bill 414 on a vote of Ayes, 7; Noes, 0. The committee voted to recommend passage of the bill, as amended, on a vote of Ayes, 6; Noes, 1.

AS:RW:ksm:ty