



State of Wisconsin
2021 - 2022 LEGISLATURE

LRB-2811/1
TJD:emw

2021 SENATE BILL 312

April 21, 2021 - Introduced by Senators BERNIER, FELZKOWSKI and MARKLEIN, cosponsored by Representatives PLUMER, BILLINGS, BROOKS, GUNDRUM, KNODL, MOSES, MURPHY, ROZAR and SUBECK. Referred to Committee on Sporting Heritage, Small Business and Rural Issues.

1 **AN ACT to amend** 251.03 (1); and **to create** 251.01 (1c) of the statutes; **relating**
2 **to:** composition of local boards of health.

Analysis by the Legislative Reference Bureau

Currently, the chief executive officer of a city or a village or the county executive or chairperson of the county board of supervisors (the appointing authority) appoints members to the local board of health, subject to the approval of the governing body of the county, city, or village. The local board of health is required under current law to consist of not more than nine members, at least three of which must be community members who have a demonstrated interest or competence in public or community health. In appointing those community members, the appointing authority must make a good faith effort to appoint a registered nurse and a physician. This bill allows the appointing authority to appoint a physician assistant, advanced practice registered nurse, or both instead if it is unable to find a willing registered nurse, physician, or both.

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

3 **SECTION 1.** 251.01 (1c) of the statutes is created to read:
4 251.01 (1c) “Advanced practice registered nurse” means any of the following:
5 (a) Certified nurse-midwife.

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1 (b) Certified registered nurse anesthetist.

2 (c) Clinical nurse specialist.

3 (d) Nurse practitioner.

4 **SECTION 2.** 251.03 (1) of the statutes is amended to read:

5 251.03 (1) A local board of health shall consist of not more than 9 members.

6 At least 3 of these members shall be persons who are not elected officials or
7 employees of the governing body that establishes the local health department and
8 who have a demonstrated interest or competence in the field of public health or
9 community health. In appointing the members who are not elected officials or
10 employees, a good faith effort shall be made to appoint a registered nurse and a
11 physician, except if the appointing authority is unable to locate a willing registered
12 nurse, physician, or both, it shall make a good faith effort to appoint a physician
13 assistant, advanced practice registered nurse, or both. Members of the local board
14 of health shall reflect the diversity of the community. A county human services board
15 under s. 46.23 (4) may act as a county board of health if the membership of the county
16 human services board meets the qualifications specified in this subsection and if the
17 county human services board is authorized to act in that capacity by the county board
18 of supervisors. If a county human services board acts in this capacity, it shall use the
19 word "health" in its title.

20 (END)