

1997 SENATE BILL 480

- March 4, 1998 Introduced by Senators MOORE, FARROW, BURKE, ROSENZWEIG, ROESSLER, DARLING, WINEKE, GROBSCHMIDT, WIRCH and BRESKE, cosponsored by Representatives WALKER, HANDRICK, WASSERMAN, UNDERHEIM, ROBSON, HUTCHISON, R. YOUNG, MORRIS-TATUM, SYKORA, STASKUNAS, HANSON, KREUSER, HUBER, L. YOUNG, MURAT, CULLEN, PLALE, LA FAVE, BOCK, VANDER LOOP and RILEY. Referred to Committee on Health, Human Services, Aging, Corrections, Veterans and Military Affairs.
- AN ACT to repeal 20.435 (5) (er); and to create 20.435 (5) (er) of the statutes; relating to: neonatal intensive care unit training grants, providing an exemption from emergency rule procedures, granting rule-making authority, and making an appropriation.

Analysis by the Legislative Reference Bureau

This bill creates a grant program within the department of health and family services (DHFS) for the training, on-site consultation and support of medical personnel of hospital neonatal intensive care units in the principles and practices of developmentally supportive and family-centered care for high-risk infants and their families. Under the bill, DHFS must distribute up to \$170,000 of general purpose revenue in each fiscal year to hospitals to fund up to 10 grants for payment of the training, consultation and support. DHFS must promulgate rules establishing criteria and procedures awarding the grants and defining "specialized training and on-site consultation and support". The bill also authorizes DHFS to promulgate the rules as emergency rules, without requiring a finding of emergency.

For further information see the *state and 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:

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	SENATE BILL 480	SECTION 1	
1	SECTION 1. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert		
2	the following amounts for the purposes indicated:		
3	1997-98	1998-99	
4	20.435 Health and family services, department		
5	of		
6	(5) Health services planning, regulation and		
7	DELIVERY; AIDS & LOCAL ASSISTANCE		
8	(er) Neonatal intensive care unit		
9	training grants GPR C -0-	170,000	
10	SECTION 2. 20.435 (5) (er) of the statutes is created to read:		
11	20.435 (5) (er) Neonatal intensive care unit training grants. As a continuing		
12	appropriation, the amounts in the schedule for neonatal intensive care unit training		
13	grants under 1997 Wisconsin Act (this act), section 4 (1).		
14	SECTION 3. 20.435 (5) (er) of the statutes, as created by 1997 Wisconsin Act		
15	(this act), is repealed.		
16	SECTION 4. Nonstatutory provisions.		
17	(1) NEONATAL INTENSIVE CARE UNIT TRAINING GRANTS.		
18	(a) In this subsection:		
19	1. "Developmentally supportive and family-centered care" includes all of the		
20	following:		
21	a. Caregiving that is individualized, flexible and responsive to each infant,		
22	based on continuous skillful monitoring of the infant's behavioral and physiologic		
23	responses.		

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b. Modifications to the caregiving environment to minimize infant stress and
 promote optimal infant adjustment to his or her neonatal intensive care unit
 experience.

c. Support of the developing parent or family and infant relationship
throughout the infant's neonatal intensive care unit stay and after discharge, using
strategies that focus on developing parental competence in infant care through
parental education, support and guidance in the practice of appropriate care.

- 8 2. "High-risk infant" means a neonatal child who has or is at risk of having
 9 serious physical disorders, biological complications or developmental impairment.
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3. "Hospital" has the meaning given in section 50.33 (2) of the statutes.

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4. "Neonatal" means within 4 weeks after birth.

5. "Neonatal intensive care unit" means a hospital unit in which are
concentrated special equipment and skilled medical personnel for the care of
high-risk infants requiring immediate or continuous attention.

15(b) From the appropriation under section 20.435 (5) (er) of the statutes, the 16 department shall distribute up to \$170,000 in each fiscal year to provide up to 10 17grants to applying public or private hospitals to pay for specialized training and 18 on-site consultation and support of medical personnel of neonatal intensive care 19 units in the principles and practice of developmentally supportive and 20family-centered care for high-risk infants and their families. An individual who has 21demonstrated proficiency in training professional caregivers in developmentally 22supportive and family centered care shall provide the training and consultation.

23 (c) The department shall promulgate all of the following rules to implement24 this section:

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1 1. Establishing the criteria and procedures for the awarding of grants under
 2 paragraph (b).

2. Defining "specialized training and on-site consultation and support". The
rule shall include a minimum of 40 hours of formal training and 160 hours of practice
work.

6 (2) EMERGENCY RULES FOR NEONATAL INTENSIVE CARE UNIT TRAINING GRANTS. Using the procedure under section 227.24 of the statutes, the department of health and 7 8 family services may promulgate rules defining "specialized training and on-site 9 consultation and support" and regarding criteria and procedures for awarding 10 grants under the neonatal intensive care unit training grant program under 11 subsection (1) for the period before the effective date of the permanent rules 12promulgated under subsection (1) (c), but not to exceed the period authorized under 13section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) and 14 (3) of the statutes, the department need not provide evidence of the necessity of 15preservation of the public peace, health, safety or welfare in promulgating rules 16 under this subsection.

SECTION 5. Effective dates. This act takes effect on July 1, 1998, except as
follows:

(1) FUNDING FOR NEONATAL INTENSIVE CARE UNIT TRAINING GRANTS. The repeal of
 section 20.435 (5) (er) of the statutes takes effect on July 1, 2000.

(2) EMERGENCY RULES FOR NEONATAL INTENSIVE CARE UNIT TRAINING GRANTS.
SECTION (4) (2) of this act takes effect on the day after publication.

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(END)