



## 1997 ASSEMBLY BILL 429

June 17, 1997 - Introduced by Representatives WALKER, STASKUNAS, JENSEN, PLALE, GREEN, ZIEGELBAUER, DUFF, GRONEMUS, GARD, GOETSCH, MURAT, HARSDORF, HASENOHRL, LAZICH, LADWIG, UNDERHEIM, ALBERS, KEDZIE, HAHN, KELSO, MUSSER, SYKORA, SCHAFER, SERATTI, WARD, NASS and GROTHMAN, cosponsored by Senators ROSENZWEIG, GROBSCHMIDT, DARLING, WEEDEN, WELCH and COWLES. Referred to Committee on Education.

- 1     **AN ACT to amend** 118.126 (1) (intro.), (a) and (b); and **to create** 118.126 (1) (d)  
2             of the statutes; **relating to:** information received by a school official regarding  
3             the use by a pupil of alcohol or other drugs.

---

### *Analysis by the Legislative Reference Bureau*

Under current law, a school psychologist, counselor, social worker and nurse, and any teacher or administrator designated by a school board who engages in alcohol or drug abuse program activities, must keep confidential information received from a pupil that the pupil or another pupil is using or experiencing problems resulting from the use of alcohol or other drugs. There are 3 exceptions to this confidentiality requirement:

1. The pupil consents to disclosure.
2. The school employe believes that there is serious and imminent danger to the health, safety or life of any person and that disclosure of the information will alleviate the danger.
3. The information is required to be reported under the child abuse reporting law.

This bill provides a 4th exception to the confidentiality requirement. Under the bill, the school employe may disclose information received from the pupil if the school employe has reason to believe that the pupil revealing the information or a pupil

