

HOUSE BILL NO. HB0165

School nursing-state school nurse.

Sponsored by: Representative(s) Wilson, Barlow, Connolly,
Dayton-Selman, Henderson, Northrup, Paxton
and Sommers and Senator(s) Baldwin, Coe,
Ellis and Schuler

A BILL

for

1 AN ACT relating to education; authorizing the state
2 superintendent of public instruction to employ a state
3 school nurse; specifying duties of the state school nurse;
4 authorizing a position subject to conditions; and providing
5 for effective dates.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.** W.S. 21-2-202(a) by creating new
10 paragraphs (xxxviii) and (xxxix) is amended to read:

11

12 **21-2-202. Duties of the state superintendent.**

13

1 (a) In addition to any other duties assigned by law,
2 the state superintendent shall:

3
4 (xxxviii) When nonstate funds are received by
5 the department of education that provide for one hundred
6 percent (100%) of the cost, the state superintendent may
7 hire the state school nurse as an at-will contract employee
8 or may contract for nursing services to carry out the
9 duties assigned under this paragraph. The state school
10 nurse shall hold a Wyoming license as an advanced practice
11 registered nurse. The state school nurse shall:

12
13 (A) Identify professional development needs
14 for Wyoming school nurses, with focus on caring for
15 students with behavioral health needs and chronic diseases
16 and make available training resources to meet the
17 professional development needs identified;

18
19 (B) Assist the superintendent in
20 establishing requirements for school district policies and
21 training regarding the use of seclusion and restraint in
22 schools pursuant to paragraph (xxxii) of this subsection;

23

1 (C) Assist the superintendent in developing
2 protocols to address risks associated with concussions and
3 head injuries under W.S. 21-3-110(a)(xxxii);

4
5 (D) Assist the superintendent in reviewing
6 and making available suicide prevention education materials
7 as required under paragraph(xxxv) of this subsection;

8
9 (E) In consultation with the state health
10 officer and the district boards of trustees, write standing
11 orders for medication administration or treatment for
12 students without a primary care physician who have urgent
13 needs during the school day;

14
15 (F) Assist the superintendent in drafting
16 policies for school district use to help facilitate care
17 for behavioral health needs, enhance collaboration among
18 school district personnel and community medical and
19 behavioral health providers, and to prevent disease,
20 substance abuse and bullying;

21

1 (G) Provide information to school nurses
2 and school district boards of trustees on public health
3 issues;

4
5 (H) In a manner to maintain student
6 confidentiality, collect aggregated data from school
7 districts on medical and behavioral health diagnoses,
8 vision and hearing impairment, special education needs, and
9 other nursing challenges that impact schools and students;

10
11 (J) In consultation with the board of
12 nursing, develop best practice standards for school
13 nursing;

14
15 (K) At the request of district boards of
16 trustees, advise on the child sexual abuse education,
17 prevention and response program under W.S. 21-3-133.

18
19 (xxxix) Solicit nonstate funds for costs
20 associated with the position of the state school nurse.

21
22

1 **Section 2.** The department of education shall take all
2 action necessary to implement section 1 of this act by July
3 1, 2020.

4
5 **Section 3.** The department of education is authorized
6 one (1) at-will contract employee position or may contract
7 for nursing services in accordance with W.S.
8 21-2-202(a)(xxxviii), as created by this act, contingent on
9 the availability of nonstate funds. Any nonstate funds
10 that become available for the purposes of W.S.
11 21-2-202(a)(xxxviii), as created by this act, shall be
12 accepted through the B-11 process as authorized by W.S.
13 9-2-1005(b)(ii) and (g) and reported pursuant to W.S.
14 9-2-1013(b). It is the intent of the legislature that this
15 position and the associated funds be included in the
16 department of education's 2023-2024 budget request.

17
18 **Section 4.**

19
20 (a) Except as provided in subsection (b) of this
21 section, this act is effective July 1, 2020.

22

1 (b) Sections 2 through 4 of this act are effective
2 immediately upon completion of all acts necessary for a
3 bill to become law as provided by Article 4, Section 8 of
4 the Wyoming Constitution.

5

6

(END)