SENATE DOCKET, NO. FILED ON: 1/9/2009

**SENATE . . . . . . . . . . . . . . . No.**

|  |
| --- |
|  |

The Commonwealth of Massachusetts

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

PRESENTED BY:

**Moore, Richard (SEN)**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General  
 Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act Providing Chapter 70 Accountability for Adequate Access to School Nursing.

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

PETITION OF:

|  |  |
| --- | --- |
| Name: | District/Address: |
| Christine E. Canavan | 10th Plymouth |
| Ms. Fargo | Third Middlesex |
| Ms. Flanagan | Worcester and Middlesex |
| Lida E. Harkins | 13th Norfolk |
| Kay Khan | 11th Middlesex |
| Moore, Richard (SEN) | Worcester and Norfolk |
| Karyn E. Polito | 11th Worcester |
| Frank I. Smizik | 15th Norfolk |

The Commonwealth of Massachusetts

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**In the Year Two Thousand and Nine**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

An Act Providing Chapter 70 Accountability for Adequate Access to School Nursing.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

SECTION 1. Chapter 70 of the General Laws, as appearing in the 2006 official edition, is hereby amended in section 2 by inserting after the word “principals “ in lines 171, 176 and 537, the following:- the foundation school nurse professional staff

SECTION 2. Said Chapter 70 is hereby further amended in said section by inserting after the word “budget” in line 245 the following:- , not including foundation school nurse professional staff,

SECTION 3. Said Chapter 70 is hereby further amended in said section by inserting after the word “principals” in lines 275 and 347 the following:- school nurse professional staff

SECTION 4. Said Chapter 70 is hereby further amended in said section by inserting after the definition of “Foundation principals” the following new definition:- “Foundation school nurse professional staff”, the number of registered nurses licensed by the department of elementary and secondary education allotted within a district’s foundation budget in any fiscal year to ensure adequate access to school nurse professionals by all enrollees. The foundation school nurse professional staff, calculated using enrollments as defined in this section, shall be the sum of: the number of school nurse professional staff employed by each school district in fiscal year 2008 plus XXX thousandths multiplied by the sum of the foundation kindergarten, pre-school, elementary, bilingual, junior high/middle school and the foundation high school and foundation vocational school enrollment; plus the assumed in-school special education; plus three hundredths multiplied by the average number of low-income students attending school in the district over the preceding two fiscal years.

SECTION 5. Said Chapter 70 is hereby further amended in section 9 by inserting after the word “for” in line 2 the following:- registered school nurses consistent with section 53 of chapter 71,

SECTION 6. Said Chapter 70 is hereby further amended in said section 9 by inserting after the words “fall short” in line 5 the following;- of the foundation school nurse professional staff funding formula or