

SENATE No. 259

The Commonwealth of Massachusetts

In the Year Two Thousand 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:

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

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

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

9 SECTION 4. Said Chapter 70 is hereby further amended in said section by inserting after
10 the definition of “Foundation principals” the following new definition:- “Foundation school
11 nurse professional staff”, the number of registered nurses licensed by the department of
12 elementary and secondary education allotted within a district’s foundation budget in any fiscal
13 year to ensure adequate access to school nurse professionals by all enrollees. The foundation

14 school nurse professional staff, calculated using enrollments as defined in this section, shall be
15 the sum of: the number of school nurse professional staff employed by each school district in
16 fiscal year 2008 plus XXX thousandths multiplied by the sum of the foundation kindergarten,
17 pre-school, elementary, bilingual, junior high/middle school and the foundation high school and
18 foundation vocational school enrollment; plus the assumed in-school special education; plus
19 three hundredths multiplied by the average number of low-income students attending school in
20 the district over the preceding two fiscal years.

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

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