

**SENATE . . . . . No. 259**

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**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Nine**  
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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