

**Adopted
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

House Bill No. 1132

BY: Committee

**Amend by striking all after the enacting clause and inserting
in lieu thereof the following:**

15 SECTION 1. This act shall be known as the Mary Sprayberry
16 School Nurse Reorganization Act of 2007.

17 SECTION 2. (1) The State Department of Education is
18 designated as the state agency responsible for the administration
19 and supervision of the school nurse program as an education and
20 wellness curriculum in the public schools of the State of
21 Mississippi. It is the intent of the Legislature that all funds
22 made available to the State Department of Education for the
23 purpose of employing school nurses shall be administered by the
24 State Department of Education.

25 (2) The State Department of Education, through the Office of
26 Healthy Schools, shall develop standards, procedures and criteria
27 for the public school nurse programs in Kindergarten through Grade
28 12. The Office of Healthy Schools of the State Department of
29 Education shall assume the responsibility for promoting a
30 statewide school nurse program designed to prepare local school
31 districts to incorporate the school program into their local
32 educational programs.

33 (3) From and after July 1, 2007, the School Nurse
34 Intervention Program administered and funded by the State
35 Department of Health shall be transferred to the Office of Healthy
36 Schools of the State Department of Education. Any administrative
37 personnel employed by the State Department of Health for the
38 administration of school nurses under the School Nurse
39 Intervention Program may be considered for employment by the
40 Office of Healthy Schools of the State Department of Education for
41 the purpose of coordinating the employment of school nurses in the
42 school districts. Any administrative personnel formerly employed
43 by the Partnership for a Healthy Mississippi, Inc., for the
44 administration of school nurses in the public schools may be
45 considered for employment by the Office of Healthy Schools of the
46 State Department of Education for the purpose of coordinating the
47 employment of school nurses in the school districts. All records
48 and unexpended balances of accounts in the School Nurse
49 Intervention Program relating to the employment of school nurses
50 shall be transferred to the Office of Healthy Schools in the State
51 Department of Education in accordance with the transfer of
52 responsibility under this act.

53 (4) The nurses in the public school nurse program shall have
54 the following specific responsibilities:

55 (a) Serve as the coordinator of the health services
56 program and provide nursing care;

57 (b) Provide health education to students;

58 (c) Implement activities to promote health and prevent
59 tobacco, alcohol and substance use and abuse;

60 (d) Identify health and safety concerns in the school
61 environment and promote a nurturing social environment;

62 (e) Administer medications and help students manage
63 their health problems;

64 (f) Support healthy food services programs;

65 (g) Promote healthy physical education, sports policies
66 and practices;

67 (h) Promote dropout prevention programs; and

68 (i) Participate in allied health programs to introduce
69 students to health careers.

70 (5) The Office of Healthy Schools of the State Department of
71 Education shall provide resources to all public school nurses so
72 that those schools with school nurses will be prepared to provide
73 health education in Mississippi schools and support the
74 Mississippi Comprehensive Health Framework, Mississippi Physical
75 Education Framework, Wellness Policy, coordinated approach to
76 school health, and other resources required by the State Board of
77 Education.

78 (6) In administering the public school nurse program, the
79 Office of Healthy Schools of the State Department of Education
80 shall perform the following duties:

81 (a) Execute any contracts, agreements or other
82 documents with any governmental agency or any person, corporation,
83 association, partnership or other organization or entity that are
84 necessary to accomplish the purposes of this act;

85 (b) Receive grants or any other contributions made to
86 the State Board of Education to be used for specific purposes
87 related to the goals of this act;

88 (c) Submit an annual report to the Legislature
89 regarding the operation of the School Nurse Intervention Program;

90 (d) Submit to the State Auditor any financial records
91 that are necessary for the Auditor to perform an annual audit of
92 the commission as required by law;

93 (e) Adopt any rules or regulations that are necessary
94 to carry out the purposes of this act;

95 (f) Develop criteria to measure the effectiveness of a
96 school nurse;

97 (g) Communicate to superintendents and principals how
98 to maximize the effectiveness of a public school nurse;

99 (h) Report to the Senate and House Public Health and
100 Welfare and Education Committees' Chairmen annually on the number
101 of public school nurses, in which schools they are employed,
102 results of their work in relation to the measures in (f);

103 (i) Develop recommended salary structure for school
104 districts to use when hiring a school nurse; and

105 (j) Take any other actions that are necessary to carry
106 out the purposes of this act.

107 **SECTION 3.** (1) There is established in the State Treasury a
108 special fund to be known as the School Nurse Program Fund, which
109 shall be comprised of the funds specified in subsection (2) of
110 this section and any other funds that are authorized or required
111 to be deposited into the special fund.

112 (2) The Legislature shall annually appropriate the funds in
113 the special fund to the Office of Healthy Schools of the State
114 Department of Education, which shall expend the funds solely for
115 the purposes specified in Section 2 of this act. None of the
116 funds in the special fund may be transferred to any other fund or
117 appropriated or expended for any other purpose.

118 (3) All income from the investment of the funds in the
119 special fund shall be credited to the account of the special fund.
120 Any funds in the special fund at the end of a fiscal year shall
121 not lapse into the State General Fund.

122 **SECTION 4.** This act shall take effect and be in force from
123 and after July 1, 2007, and shall stand repealed from and after
124 June 30, 2007.

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT TO PROVIDE FOR A SCHOOL NURSE PROGRAM TO BE
2 ADMINISTERED BY THE STATE DEPARTMENT OF EDUCATION THROUGH THE
3 OFFICE OF HEALTHY SCHOOLS; TO SPECIFY THE RESPONSIBILITIES OF THE

4 NURSES IN THE PROGRAM; TO PRESCRIBE THE DUTIES OF THE OFFICE OF
5 HEALTHY SCHOOLS IN ADMINISTERING THE PROGRAM; TO AUTHORIZE AND
6 DIRECT THE OFFICE OF HEALTHY SCHOOLS TO IMPLEMENT A STATEWIDE
7 TOBACCO EDUCATION, PREVENTION AND CESSATION PROGRAM CONSISTENT
8 WITH BEST PRACTICES; TO ESTABLISH IN THE STATE TREASURY A SPECIAL
9 FUND TO BE KNOWN AS THE SCHOOL NURSE PROGRAM FUND; TO PROVIDE THAT
10 THE LEGISLATURE SHALL ANNUALLY APPROPRIATE THE FUNDS IN THE
11 SPECIAL FUND TO THE STATE DEPARTMENT OF EDUCATION, WHICH SHALL
12 EXPEND THE FUNDS SOLELY FOR THE PURPOSES SPECIFIED IN THIS ACT;
13 AND FOR RELATED PURPOSES.