

ASSEMBLY, No. 421

STATE OF NEW JERSEY

Introduced Pending Technical Review by Legislative Counsel

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Assemblyman KELLY and Assemblywoman WRIGHT

1 AN ACT concerning the provision of public school health services and
2 supplementing chapter 40 of Title 18A of the New Jersey Statutes.

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4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

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7 1. No school district shall utilize or employ any person to provide
8 health services, to assist in providing health services, or to provide
9 support for health services except for the school nurse.

10 As used in this act:

11 "School nurse" means a person holding an educational services
12 certificate with an endorsement as a school nurse issued by the State
13 Board of Examiners. No person shall be issued such a certificate
14 unless the person is licensed as a registered nurse under the provisions
15 of P.L.1947, c.262 (C.45:11-23 et seq.), and meets all of the
16 requirements prescribed by the Board for a nursing endorsement.

17 "Health services" means, but shall not be limited to, all the services
18 and activities involving and related to:

19 a. Vision screening;

20 b. Auditory screening;

21 c. Scoliosis testing or screening;

22 d. Taking of heights and weights;

23 e. Administration, taking, and provision of tests, examinations, and
24 diagnostic procedures to obtain health information relating to a pupil
25 or for inclusion in a pupil's or school district's health records;

26 f. Decision making when involving the exclusion or return of a
27 pupil from school, class, or any school activity due to illness or injury;

28 g. Administration of medication;

29 h. Counseling or advice relating to a pupil's health;

30 i. Administration of medical services; and

31 j. Administration of first aid, including but not limited to:

32 (1) Taking temperatures;

33 (2) Contacting parents of pupils who are ill;

34 (3) Applying band-aids to cuts;

35 (4) Washing cuts;

- 1 (5) Removing splinters;
- 2 (6) Treating bee stings;
- 3 (7) Treating nose bleeds; and
- 4 (8) Applying ointments or creams.

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6 2. a. A school district may utilize or employ a person to perform
7 secretarial or clerical duties that assist in providing health services only
8 under the actual presence and direct supervision of a school nurse.

9 b. Secretarial or clerical duties may include recording information
10 on a pupil or school record, making telephone calls, or preparing
11 correspondence. These duties shall not include the provision of health
12 services pursuant to section 1 of this act.

13 c. The actual presence and direct supervision of a school nurse
14 shall mean that the school nurse shall be in the same office or room at
15 the same time that the secretarial or clerical duties are performed,
16 except in circumstances when the school nurse is at lunch or is
17 required to be away from the office due to a medical emergency.

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19 3. The State Board of Education shall adopt rules and regulations
20 pursuant to the "Administrative Procedure Act," P.L.1968, c.410
21 (C.52:14B-1 et seq.) necessary to effectuate the purposes of this act.

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23 4. This act shall take effect immediately.

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STATEMENT

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28 This bill requires health services in every school district to be
29 provided by a certified school nurse. Each nurse would have to hold
30 an educational services certificate with an endorsement as a school
31 nurse issued by the State Board of Examiners. No person shall be
32 issued such a certificate unless the person is licensed as a registered
33 nurse.

34 A person may perform secretarial or clerical duties that assist in
35 providing health services only under the actual presence and direct
36 supervision of a school nurse.

37 This bill would ensure that school children are provided nursing
38 services under the care and supervision of a qualified and certified
39 registered nurse.

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44 Requires public school health services to be provided by a certified
45 school nurse.