



State of Wisconsin
2023 - 2024 LEGISLATURE

LRBa1104/1
KMS:cdc/klm/cjs

**SENATE AMENDMENT 1,
TO SENATE BILL 447**

February 1, 2024 - Offered by Senator JAMES.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 1, line 2: delete “ready-to-use glucagon rescue therapies” and
3 substitute “undesigned glucagon”.

4 **2.** Page 2, line 2: delete “**Ready-to-use glucagon rescue therapies**” and
5 substitute “**Undesigned glucagon**”.

6 **3.** Page 2, line 6: delete lines 6 to 8 and substitute:

7 “(am) “Advanced practice registered nurse” has the meaning given in s. 154.01
8 (1g).

9 (b) “Diabetes medical management plan” means a document developed by the
10 personal health care team of a pupil that sets out the health services needed by the
11 pupil at school and at school-sponsored activities and is signed by the personal
12 health care team and the parent or guardian of the pupil.

1 (bm) “Diabetes provider” means a physician, physician assistant, or advanced
2 practice registered nurse who has primary responsibility for the treatment and care
3 of a pupil’s diabetes.”.

4 **4.** Page 2, line 12: delete lines 12 to 17.

5 **5.** Page 2, line 18: delete “public, private, or tribal school” and substitute
6 “public school, including a charter school, or a private or tribal school”.

7 **6.** Page 2, line 19: delete the material beginning with “(g) “School personnel”
8 means” and ending with “plan.” on page 3, line 2 and substitute:

9 “(g) “School personnel” means an individual authorized under sub. (3) (b) to
10 administer undesignated glucagon to a pupil.”.

11 **7.** Page 3, line 2: after that line insert:

12 “(h) “Undesignated glucagon” means a glucagon approved by the federal food
13 and drug administration for the treatment of severe hypoglycemia in a dosage form
14 that can be rapidly administered to a patient with diabetes in a hypoglycemic
15 emergency that is prescribed in the name of a school or school district.”.

16 **8.** Page 3, line 4: delete the material beginning with “a ready-to-use” and
17 ending with “rescue therapy” on line 5 and substitute “undesignated glucagon”.

18 **9.** Page 3, line 6: delete the material beginning with “Ready-to-use” and
19 ending with “reactions.” on line 9.

20 **10.** Page 3, line 10: delete lines 10 to 21 and substitute:

21 “**(3)** UNDESIGNATED GLUCAGON IN SCHOOLS. (a) The governing body of a school
22 may obtain a prescription for undesignated glucagon under sub. (2) and maintain a
23 supply of undesignated glucagon in any secure location that is immediately
24 accessible to school personnel. The governing body of a school shall maintain any

1 supply of undesignated glucagon rescue therapy in accordance with the
2 manufacturer's instructions.

3 (b) If authorized in writing by the governing body of a school, a school principal
4 or school administrator, or the administrator of a county children with disabilities
5 education board or cooperative educational service agency, any of the following may
6 administer, on school premises or at a school-sponsored activity, undesignated
7 glucagon to a pupil in accordance with the pupil's diabetes medical management plan
8 or the pupil's diabetes provider's order for glucagon if the pupil's prescribed glucagon
9 is not available on-site or has expired:

10 1. A school bus operator validly authorized under ss. 343.12 and 343.17 (3) (c)
11 to operate the school bus he or she is operating.

12 2. A school employee or volunteer.

13 3. A county children with disabilities education board employee or volunteer.

14 4. A cooperative educational service agency employee or volunteer.”.

15 **11.** Page 3, line 22: delete the material beginning with “a ready-to-use” and
16 ending with “rescue therapy” on line 23 and substitute “undesignated glucagon”.

17 **12.** Page 4, line 6: after that line insert:

18 “(3m) INDEPENDENT AUTHORITY. The authority to administer undesignated
19 glucagon under sub. (3) (b) is independent of the authority to administer glucagon
20 under s. 118.29 (2) (a) 2. and 2r.”.

21 **13.** Page 4, line 7: after “MEDICINE.” insert “(a)”.

22 **14.** Page 4, line 10: delete “a ready-to-use undesignated glucagon rescue
23 therapy” and substitute “undesignated glucagon”.

1 **15.** Page 4, line 11: delete the material beginning with “a ready-to-use” and
2 ending with “rescue therapy” on line 12 and substitute “undesigned glucagon”.

3 **16.** Page 4, line 13: delete the material beginning with “physician” and ending
4 with “physician assistant” on line 14 and substitute “diabetes provider”.

5 **17.** Page 4, line 16: delete “subsection” and substitute “paragraph”.

6 **18.** Page 4, line 17: after that line insert:

7 “(b) Nothing in this section creates or imposes any duty, obligation, or basis for
8 liability on any governing body of a school, any school personnel, or any other
9 employee or agent of a school or school board to acquire, make available, or
10 administer undesigned glucagon.

11 “(c) Nothing in this section creates or imposes any duty, obligation, or basis for
12 liability on any employer or any other person to supervise or exercise control over an
13 individual’s provision or administration of undesigned glucagon if the employer or
14 other person reasonably believes the individual is acting under authorization under
15 sub. (3) (b).”.

16 **19.** Page 4, line 22: delete the material beginning with “a ready-to-use” and
17 ending with “rescue therapy” on line 23 and substitute “undesigned glucagon”.

18 **(END)**