

REL:ty

12/09/2010

1        **AN ACT to create** 38.04 (32) and 440.10 (3) (am) of the statutes; **relating to:** advanced  
 2                certificate for licensed practical nurses.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

**JOINT LEGISLATIVE COUNCIL PREFATORY NOTE:** This draft was prepared for the Joint Legislative Council’s Special Committee on Infant Mortality.

The draft directs the technical college system board, in consultation with the board of nursing, to create a program in which a licensed practical nurse (LPN) may earn an advanced certificate that will enable an LPN to perform services assigned or delegated to the LPN by a public health nurse in a home visiting program, including the Racine Healthy Births Healthy Families program, Family Foundations, Empowering Families Milwaukee and the Nurse Family Partnership in Milwaukee. The board must actively pursue federal and other funding sources in order to create this program.

3                **SECTION 1.** 38.04 (32) of the statutes is created to read:

4                38.04 (32) (a) In this section: 1. “Licensed practical nurse” means a nurse who is  
 5                licensed or has a temporary permit under s. 441.10 or is licensed as a licensed  
 6                practical/vocational nurse in a party state, as defined in s. 441.50 (2) (j).

7                2. “Public health nurse” means a person who is employed by a local health department  
 8                to provide public health nursing services who is licensed as a registered professional nurse  
 9                under ch. 441, stats.

10              (b) The board, in consultation with the board of nursing under s. 15.405 (7g), stats., shall  
 11              create a program in which a licensed practical nurse may earn an advanced certificate to  
 12              perform services assigned or delegated to the licensed practical nurse by a public health nurse  
 13              in a home visiting program, including programs under ss. 253.16 (3), 48.983 (4) (b), 49.175

1 (1) (u), and home visiting programs funded by the maternal and child health services block  
2 grant program, 42 USC 701 to 709.

3 (c) The board shall actively pursue federal and other funding sources in order to create  
4 the program under par. (b).

5 **SECTION 2.** 440.10 (3) (am) of the statutes is created to read:

6 440.10 (3) (am) A licensed practical nurse who has earned an advanced certificate under  
7 s. 38.04 (32) is authorized to perform services assigned or delegated to the licensed practical  
8 nurse in a home visiting program, including programs under ss. 253.16 (3), 48.983 (4) (b),  
9 49.175 (1) (u), and home visiting programs funded by the maternal and child health services  
10 block grant program, 42 USC 701 to 709.

11 (END)