

HOUSE BILL No. 4166

January 30, 2007, Introduced by Reps. Clack, Green, Donigan, Hammon, Gonzales, Warren, Johnson, Hammel, Jackson, Hopgood, Wojno, Polidori, Leland, Vagnozzi, Espinoza, Mayes and Shaffer and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending section 1177 (MCL 380.1177), as amended by 2000 PA 91.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1177. (1) ~~A~~**THE PARENT OR LEGAL GUARDIAN OF A** child
2 enrolling in a public or nonpublic school for the first time or ~~7~~
3 ~~beginning in the 2002-2003 school year,~~ enrolling in grade 6 for
4 the first time shall submit 1 of the following:

5 (a) A statement signed by a physician that the child has been
6 tested for and immunized or protected against diseases specified by
7 the director of the department of community health.

8 (b) A statement signed by a parent or guardian to the effect
9 that the child has not been immunized because of religious

1 convictions or other objection to immunization.

2 (c) A statement signed by a physician that certifies that the
3 child is in the process of complying with all immunization
4 requirements.

5 (2) ~~In addition, the~~ **THE** parent or guardian of each child
6 enrolling in kindergarten for the first time shall submit a
7 statement signed by a district, county, or city health department
8 director stating that the child has been administered the
9 department of community health preschool vision screening test, or
10 signed by a licensed medical or osteopathic physician or a licensed
11 optometrist stating that the child's eyes have been examined during
12 the preschool years after age 3 and before initial entrance
13 **ENROLLMENT IN KINDERGARTEN**. A vision test is not required if there
14 is a statement signed by a parent or guardian to the effect that
15 the child cannot be ~~submitted to the test~~ **TESTED** because of
16 religious convictions.

17 (3) **BEGINNING WITH THE 2008 SCHOOL YEAR, THE PARENT OR LEGAL**
18 **GUARDIAN OF A CHILD ENROLLING IN KINDERGARTEN FOR THE FIRST TIME IN**
19 **A PUBLIC OR NONPUBLIC SCHOOL SHALL SUBMIT TO SCHOOL OFFICIALS 1 OF**
20 **THE FOLLOWING:**

21 (A) A STATEMENT SIGNED BY A LICENSED DENTIST STATING THAT THE
22 CHILD HAS HAD A DENTAL EXAMINATION DURING THE PRESCHOOL YEARS AFTER
23 AGE 3 AND BEFORE INITIAL ENROLLMENT IN KINDERGARTEN.

24 (B) A STATEMENT SIGNED BY THE CHILD'S PARENT OR GUARDIAN TO
25 THE EFFECT THAT THE PARENT OR LEGAL GUARDIAN HAS RECEIVED THE
26 INFORMATION ON THE IMPORTANCE OF DENTAL EXAMINATIONS, AS REQUIRED
27 UNDER SECTION 9205B OF THE PUBLIC HEALTH CODE, 1978 PA 368, MCL

1 333.9205B, AND THAT THE PARENT OR LEGAL GUARDIAN HAS ELECTED FOR
2 THE CHILD TO NOT RECEIVE A DENTAL EXAMINATION.

3 (4) ~~(3)~~—Not later than November 1 of each year, the
4 administrator of each school shall provide the director of the
5 department of community health with the immunization status of each
6 pupil in grades K through 12 who enrolled in the school for the
7 first time, or ~~, beginning in the 2002-2003 school year,~~ enrolled
8 in grade 6 in the school for the first time, between the
9 immediately preceding January 1 and the immediately preceding
10 September 30, as well as a vision report of each child entering
11 kindergarten during that time period. This information shall be
12 transmitted through the approved local full-time health department,
13 if available, and shall be on forms provided by the director of
14 community health or otherwise reported in a manner approved by the
15 director of the department of community health. Not later than
16 February 1 of each year, the administrator of each school shall
17 provide an update to the report due the previous November 1 to show
18 the immunization status of each pupil in grades K through 12 who
19 enrolled in the school for the first time, or ~~, beginning in the~~
20 ~~2002-2003 school year,~~ enrolled in grade 6 in the school for the
21 first time, during the calendar year ending the immediately
22 preceding December 31. This information shall be transmitted in the
23 same manner as the report due the previous November 1.

24 (5) ~~(4)~~—The department of community health shall promulgate
25 rules, including rules identifying the diseases specified under
26 subsection (1)(a), for the implementation of this section.

27 Enacting section 1. This amendatory act does not take effect

- 1 unless Senate Bill No.____ or House Bill No. 4165(request no.
- 2 00922'07 a) of the 94th Legislature is enacted into law.