

HOUSE BILL No. 4031

January 31, 1991, Introduced by Rep. Porreca and referred to the Committee on Public Health.

A bill to amend Act No. 368 of the Public Acts of 1978, entitled as amended "Public health code," as amended, being sections 333.1101 to 333.25211 of the Michigan Compiled Laws, by adding part 94.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 368 of the Public Acts of 1978, as
2 amended, being sections 333.1101 to 333.25211 of the Michigan
3 Compiled Laws, is amended by adding part 94 to read as follows:

4 PART 94. COMPREHENSIVE HEALTH SCREENING

5 SEC. 9401. (1) A PARENT, GUARDIAN, OR PERSON IN LOCO PAREN-
6 TIS APPLYING TO HAVE A MINOR ADMITTED INTO KINDERGARTEN OR GRADE
7 6 OR 9 OR A MINOR WHO IS TRANSFERRING FROM AN OUT-OF-STATE SCHOOL
8 INTO ANY GRADE SHALL PRESENT TO PUBLIC SCHOOL OFFICIALS, AT THE
9 TIME OF REGISTRATION OR NOT LATER THAN THE FIRST DAY OF SCHOOL, A

1 COMPLETED COMPREHENSIVE HEALTH SCREENING SUMMARY FORM RECEIVED
2 PURSUANT TO SECTION 9403 OR STATEMENT OF EXEMPTION UNDER
3 SECTION 9404.

4 (2) EXCEPT AS PROVIDED IN SECTION 9404, A PRINCIPAL SHALL
5 NOT PERMIT A MINOR TO BE ADMITTED INTO KINDERGARTEN OR GRADE 6 OR
6 9, OR A MINOR WHO IS TRANSFERRING FROM AN OUT-OF-STATE SCHOOL TO
7 BE ADMITTED INTO ANY GRADE, UNLESS A SUMMARY FORM DESCRIBED IN
8 SECTION 9405 IS SUBMITTED TO HIM OR HER INDICATING THAT THE MINOR
9 HAS UNDERGONE WITHIN THE IMMEDIATELY PRECEDING 12 MONTHS A COM-
10 PREHENSIVE HEALTH SCREENING AS DESCRIBED IN SECTION 9402. THE
11 PURPOSE OF THE COMPREHENSIVE HEALTH SCREENING IS TO IDENTIFY
12 HEALTH PROBLEMS IN MINORS AS EARLY AS POSSIBLE IN ORDER TO SAFE-
13 GUARD THE HEALTH OF MINORS AND TO ALLOW MINORS TO PARTICIPATE IN
14 SCHOOL AS FULLY AS POSSIBLE.

15 SEC. 9402. (1) A HEALTH PROFESSIONAL LICENSED PURSUANT TO
16 ARTICLE 15 WHO IS QUALIFIED AND TRAINED TO CONDUCT A COMPREHEN-
17 SIVE HEALTH SCREENING SHALL CONDUCT THE COMPREHENSIVE HEALTH
18 SCREENING REQUIRED UNDER THIS PART.

19 (2) A COMPREHENSIVE HEALTH SCREENING SHALL INCLUDE, AT A
20 MINIMUM, AN ASSESSMENT OF ALL OF THE FOLLOWING:

21 (A) THE HEALTH HISTORY OF THE MINOR AND THE MINOR'S FAMILY.

22 (B) THE MINOR'S IMMUNIZATION, NUTRITION, AND GENERAL HEALTH
23 STATUS.

24 (C) THE MINOR'S BLOOD PRESSURE, BLOOD LEAD, HEARING, VISION,
25 URINE, HEIGHT, AND WEIGHT, AND ANEMIA AND SICKLE CELL STATUS.

26 (D) THE PHYSICAL AND DENTAL STATUS OF THE MINOR, AS
27 DETERMINED BY A PHYSICAL INSPECTION.

1 (E) IF THE MINOR IS LESS THAN 6 YEARS OF AGE, THE
2 DEVELOPMENTAL STATUS OF THE MINOR INCLUDING, BUT NOT LIMITED TO,
3 ANY SIGNIFICANT DEVIATION IN THE PERSONAL/SOCIAL, FINE
4 MOTOR/ADAPTIVE, LANGUAGE, OR GROSS MOTOR REALMS OF DEVELOPMENT OF
5 THE MINOR.

6 (F) OTHER INFORMATION AS REQUIRED BY RULE OF THE
7 DEPARTMENT.

8 SEC. 9403. A HEALTH PROFESSIONAL WHO CONDUCTS A COMPREHEN-
9 SIVE HEALTH SCREENING PURSUANT TO SECTION 9402 SHALL DO ALL OF
10 THE FOLLOWING:

11 (A) MEET WITH THE MINOR AND HIS OR HER PARENT, GUARDIAN, OR
12 PERSON IN LOCO PARENTIS TO EXPLAIN THE RESULTS OF THE COMPREHEN-
13 SIVE HEALTH SCREENING.

14 (B) REFER THE MINOR, AS NECESSARY, TO OTHER HEALTH PROFES-
15 SIONALS FOR DIAGNOSIS, INTERVENTION, AND TREATMENT AND PROVIDE
16 FOLLOW-UP CARE.

17 (C) RECORD THE RESULTS OF THE COMPREHENSIVE HEALTH SCREENING
18 ON A SUMMARY FORM DEVELOPED PURSUANT TO SECTION 9405 AND DELIVER
19 A COPY OF THE SUMMARY FORM TO THE MINOR'S PARENT, GUARDIAN, OR
20 PERSON IN LOCO PARENTIS.

21 SEC. 9404. A MINOR IS EXEMPT FROM THIS PART IF A PARENT,
22 GUARDIAN, OR PERSON IN LOCO PARENTIS OF A MINOR PRESENTS A WRIT-
23 TEN STATEMENT TO THE PRINCIPAL OF THE MINOR'S SCHOOL STATING THAT
24 THE COMPREHENSIVE HEALTH SCREENING VIOLATES THE PERSONAL BELIEFS
25 OF THE PARENT, GUARDIAN, OR PERSON IN LOCO PARENTIS.

1 SEC. 9405. (1) THE DEPARTMENT, IN COOPERATION WITH THE
2 DEPARTMENT OF EDUCATION, SHALL DEVELOP A SUMMARY FORM FOR
3 COMPREHENSIVE HEALTH SCREENINGS CONDUCTED PURSUANT TO THIS PART.

4 (2) THE DEPARTMENT MAY DO ALL OF THE FOLLOWING:

5 (A) TRAIN HEALTH PROFESSIONALS TO CONDUCT COMPREHENSIVE
6 HEALTH SCREENINGS.

7 (B) PROVIDE EDUCATIONAL AND OTHER MATERIAL TO ASSIST COMPRE-
8 HENSIVE HEALTH SCREENING PROGRAMS.

9 (C) DEVELOP PROCEDURES TO COLLECT NONIDENTIFYING DATA FROM
10 THE COMPREHENSIVE HEALTH SCREENING SUMMARY FORMS.

11 (D) ASSURE THAT THE REQUIREMENTS OF THE COMPREHENSIVE HEALTH
12 SCREENINGS AS PROVIDED IN SECTION 9402(2) MEET THE MINIMUM
13 REQUIREMENTS OF THE EARLY AND PERIODIC SCREENING, DIAGNOSIS, AND
14 TREATMENT PROGRAM AS PROVIDED BY SECTION 1905(a)(4)(B) OF TITLE
15 XIX OF THE SOCIAL SECURITY ACT, CHAPTER 531, 49 STAT. 620,
16 42 U.S.C. 1396d, AND ADMINISTERED BY THE STATE DEPARTMENT OF
17 SOCIAL SERVICES.

18 (E) PROMULGATE, AS NECESSARY, RULES TO IMPLEMENT THIS PART.

19 SEC. 9406. (1) A PUBLIC SCHOOL SHALL MAINTAIN THE COMPRE-
20 HENSIVE HEALTH SCREENING SUMMARY FORM OF EACH MINOR ATTENDING
21 THAT PUBLIC SCHOOL. WHEN A MINOR TRANSFERS TO ANOTHER PUBLIC
22 SCHOOL WITHIN THE STATE, THE PUBLIC SCHOOL THAT MAINTAINS THAT
23 MINOR'S COMPREHENSIVE HEALTH SCREENING SUMMARY FORM SHALL TRANS-
24 FER THAT MINOR'S COMPREHENSIVE HEALTH SCREENING SUMMARY FORM TO
25 THE SCHOOL THE MINOR WILL BE ATTENDING.

1 (2) THE COMPREHENSIVE HEALTH SCREENING SUMMARY FORM OF A
2 MINOR SHALL BE RELEASED ONLY TO THE SCHOOL PRINCIPAL, A SCHOOL
3 NURSE, AND ANY TEACHER OF THE MINOR.

4 Section 2. This amendatory act shall take effect August 1,
5 1991.