

# HOUSE BILL No. 4399

February 24, 2009, Introduced by Reps. Moore, Mayes, Polidori and Booher and referred to the Committee on Health Policy.

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 child enrolling in a public or nonpublic  
2 school for the first time or ~~, beginning in the 2002-2003 school~~  
3 ~~year,~~ enrolling in grade 6 for the first time shall submit 1 of the  
4 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  
10 convictions or other objection to immunization.

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

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

15 (3) IF A PUBLIC SCHOOL CONDUCTS VISION TESTING OF PUPILS, OR  
16 IF A LOCAL HEALTH DEPARTMENT CONDUCTS VISION TESTING OF PUPILS AT A  
17 PUBLIC SCHOOL, THE GOVERNING BOARD OF THE PUBLIC SCHOOL OR THE  
18 LOCAL HEALTH DEPARTMENT SHALL ENSURE THAT THE VISION TESTING  
19 INCLUDES TESTING FOR COLOR BLINDNESS.

20 (4) ~~(3)~~ Not later than November 1 of each year, the  
21 administrator of each school shall provide the director of the  
22 department of community health with the immunization status of each  
23 pupil in grades K through 12 who enrolled in the school for the  
24 first time, or ~~, beginning in the 2002-2003 school year,~~ enrolled  
25 in grade 6 in the school for the first time, between the  
26 immediately preceding January 1 and the immediately preceding  
27 September 30, as well as a vision report of each child entering

1 kindergarten during that time period. This information shall be  
2 transmitted through the approved local full-time health department,  
3 if available, and shall be on forms provided by the director of  
4 community health or otherwise reported in a manner approved by the  
5 director of the department of community health. Not later than  
6 February 1 of each year, the administrator of each school shall  
7 provide an update to the report due the previous November 1 to show  
8 the immunization status of each pupil in grades K through 12 who  
9 enrolled in the school for the first time, or ~~, beginning in the~~  
10 ~~2002-2003 school year,~~ enrolled in grade 6 in the school for the  
11 first time, during the calendar year ending the immediately  
12 preceding December 31. This information shall be transmitted in the  
13 same manner as the report due the previous November 1.

14 (5) ~~(4)~~ The department of community health shall promulgate  
15 rules, including rules identifying the diseases specified under  
16 subsection (1)(a), for the implementation of this section.