

# HOUSE BILL NO. 5135

October 22, 2019, Introduced by Reps. Reilly, Miller, Steven Johnson and Maddock 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 2013 PA 121.

## 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 2014-2015 school~~  
3 ~~year,~~ enrolling in grade 7 for the first time shall submit 1 of the  
4 following:

5       (a) A statement signed by a physician that the child has been



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1 tested for and immunized or protected against diseases specified by  
2 the director of the department of ~~community health~~ **and human**  
3 **services**.

4 (b) A statement signed by a parent or guardian to the effect  
5 that the child has not been immunized because of religious  
6 convictions or other objection to immunization.

7 (c) A statement signed by a physician that certifies that the  
8 child is in the process of complying with all immunization  
9 requirements.

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

22 (3) Not later than November 1 of each year, the administrator  
23 of each school shall provide the director of the department of  
24 ~~community health~~ **and human services** with the immunization status of  
25 each pupil in grades K ~~through~~ **to** 12 who enrolled in the school for  
26 the first time, or ~~, beginning in the 2014-2015 school year,~~  
27 enrolled in grade 7 in the school for the first time, between the  
28 immediately preceding January 1 and the immediately preceding  
29 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~~**the department of health and human services** or otherwise  
 5 reported in a manner approved by the director of the department of  
 6 ~~community~~**health and human services**. Not later than February 1 of  
 7 each year, the administrator of each school shall provide an update  
 8 to the report due the previous November 1 to show the immunization  
 9 status of each pupil in grades K ~~through~~**to** 12 who enrolled in the  
 10 school for the first time, or ~~, beginning in the 2014-2015 school~~  
 11 ~~year,~~ enrolled in grade 7 in the school for the first time, during  
 12 the calendar year ending the immediately preceding December 31.  
 13 This information shall be transmitted in the same manner as the  
 14 report due the previous November 1.

15 (4) ~~The~~**Subject to section 9227(3) of the public health code,**  
 16 **1978 PA 368, MCL 333.9227, the** department of ~~community~~**health and**  
 17 **human services** shall promulgate rules, including rules identifying  
 18 the diseases specified under subsection (1)(a), for the  
 19 implementation of this section.

20 Enacting section 1. This amendatory act takes effect 90 days  
 21 after the date it is enacted into law.

22 Enacting section 2. This amendatory act does not take effect  
 23 unless Senate Bill No. \_\_\_\_ or House Bill No. 5136 (request no.  
 24 00314'19) of the 100th Legislature is enacted into law.

