

# HOUSE BILL No. 5920

March 29, 2006, Introduced by Reps. Clack, Plakas, Murphy, Virgil Smith, Farrah, Gonzales, Williams, Meisner, Tobocman, Accavitti, Alma Smith, Wojno, Polidori, Gleason, Lemmons, Jr., Cushingberry, Gillard, McConico, Vagnozzi, Newell, Nofs, Dillon, Hunter, Hopgood, Kathleen Law, Waters, Ball, Clemente, Schuitmaker, Meyer, Sheltroun, Spade, Zelenko, Cheeks and Lemmons, III 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 GUARDIAN OF A** child enrolling  
2 in a public or nonpublic school for the first time or ~~beginning~~  
3 ~~in the 2002-2003 school year,~~ enrolling in grade 6 for the first  
4 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  
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~~ **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~~  
12 **ENROLLMENT IN KINDERGARTEN**. A vision test is not required if there  
13 is a statement signed by a parent or guardian to the effect that  
14 the child cannot be ~~submitted to the test~~ **TESTED** because of  
15 religious convictions.

16 (3) **THE PARENT OR GUARDIAN OF EACH CHILD ENROLLING IN**  
17 **KINDERGARTEN FOR THE FIRST TIME SHALL SUBMIT A STATEMENT SIGNED BY**  
18 **A LICENSED DENTIST STATING THAT THE CHILD HAS HAD A DENTAL**  
19 **EXAMINATION DURING THE PRESCHOOL YEARS AFTER AGE 3 AND BEFORE**  
20 **INITIAL ENROLLMENT IN KINDERGARTEN. A DENTAL EXAMINATION IS NOT**  
21 **REQUIRED IF THERE IS A STATEMENT SIGNED BY A PARENT OR GUARDIAN TO**  
22 **THE EFFECT THAT THE CHILD CANNOT BE EXAMINED BECAUSE OF RELIGIOUS**  
23 **CONVICTIONS.**

24 (4) ~~(3)~~ Not later than November 1 of each year, the  
25 administrator of each school shall provide the director of the  
26 department of community health with the immunization status of each  
27 pupil in grades K through 12 who enrolled in the school for the

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

18 (5) ~~(4)~~ The department of community health shall promulgate  
19 rules, including rules identifying the diseases specified under  
20 subsection (1)(a), for the implementation of this section.