

HOUSE BILL No. 5241

November 9, 2017, Introduced by Reps. VanSingel, Santana, Cochran, Wittenberg, Moss, Elder, Sheppard, Ellison, Lucido, Leutheuser, Marino, Yanez, Chang, Sabo, Liberati, Hornberger, Hoadley, Geiss, Kahle, Greig, Kesto, LaSata, Brann, Green and Jones and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled "Public health code," by amending the heading of part 93 and sections 9301, 9302, 9303, 9305, and 9307 (MCL 333.9301, 333.9302, 333.9303, 333.9305, and 333.9307).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

PART 93

HEARING, ~~AND~~ VISION, **AND DENTAL**

Sec. 9301. **(1)** A local health department shall conduct **FREE** periodic hearing and vision testing and screening programs ~~without~~ ~~charge~~ for children residing in its jurisdiction. The local health department shall publicize the free testing and screening service and the time and place of the clinics.

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1 (2) A LOCAL HEALTH DEPARTMENT SHALL CONDUCT PERIODIC DENTAL
2 TESTING AND SCREENING PROGRAMS FOR CHILDREN RESIDING IN ITS
3 JURISDICTION. THE LOCAL HEALTH DEPARTMENT SHALL PUBLICIZE THE
4 TESTING AND SCREENING SERVICE AND THE TIME AND PLACE OF THE
5 CLINICS. A DENTAL TESTING AND SCREENING PROGRAM CONDUCTED UNDER
6 THIS SUBSECTION MUST INCLUDE A LIMITED CLINICAL INSPECTION,
7 PERFORMED BY A DENTIST OR A DENTAL HYGIENIST, TO IDENTIFY POSSIBLE
8 SIGNS OF ORAL OR SYSTEMIC DISEASE, MALFORMATION OR INJURY, AND THE
9 POTENTIAL NEED FOR REFERRAL FOR DIAGNOSIS AND TREATMENT.

10 Sec. 9302. (1) A parent, guardian, or person in loco parentis
11 of a child shall provide for the child's hearing and vision testing
12 and screening by an agency designated by the local health
13 department.

14 (2) A PARENT, GUARDIAN, OR PERSON IN LOCO PARENTIS OF A CHILD
15 SHALL PROVIDE FOR THE CHILD'S DENTAL TESTING AND SCREENING BY AN
16 AGENCY DESIGNED BY THE LOCAL HEALTH DEPARTMENT. A PARENT, GUARDIAN,
17 OR PERSON IN LOCO PARENTIS OF THE CHILD SATISFIES THE REQUIREMENTS
18 DESCRIBED IN THIS SUBSECTION IF THE PARENT, GUARDIAN, OR PERSON IN
19 LOCO PARENTIS OF THE CHILD PRESENTS TO THE AGENCY DESIGNATED BY THE
20 LOCAL HEALTH DEPARTMENT A WRITTEN STATEMENT STATING THAT THE CHILD
21 HAS ALREADY RECEIVED DENTAL TESTING AND SCREENING AT THE AGE AND
22 FREQUENCY REQUIRED UNDER SUBSECTION (3). THE WRITTEN STATEMENT
23 DESCRIBED IN THIS SUBSECTION MUST BE ON A FORM PRESCRIBED BY THE
24 DEPARTMENT.

25 (3) The testing and screening ~~shall~~ DESCRIBED IN THIS SECTION
26 MUST be given during an age period and at a frequency specified by
27 the department.

1 Sec. 9303. (1) The department shall establish and administer a
2 program to assist local health departments in developing and
3 maintaining **THE** periodic hearing, **DENTAL**, and vision testing and
4 screening programs for children **DESCRIBED IN SECTION 9301**.

5 (2) The department may establish and administer a program to
6 assist local health departments in developing and maintaining
7 periodic hearing, **DENTAL**, and vision testing and screening programs
8 for adults.

9 Sec. 9305. (1) When the result of a hearing, **DENTAL**, or vision
10 testing or screening indicates that a child requires follow-up
11 care, a professional authorized by law, a local health department,
12 or other agency shall present the ~~person~~**INDIVIDUAL** bringing the
13 child a written statement clearly indicating that follow-up
14 treatment is required.

15 (2) The local health department, upon request, shall provide
16 information concerning the availability and sources of vision,
17 **DENTAL**, and hearing treatment required to eliminate or reduce an
18 identified problem.

19 Sec. 9307. (1) A parent, guardian, or person in loco parentis
20 applying to have a child registered for the first time in a
21 kindergarten or first grade in a school in this state shall present
22 to school officials, at the time of registration or not later than
23 the first day of school, a certificate of hearing, **DENTAL**, and
24 vision testing or screening or statement of exemption under section
25 9311.

26 (2) Before November 1 of each year, the principal or
27 administrator of each school shall give the state and local health

1 departments a summary of the hearing, **DENTAL**, and vision reports at
2 the time of school entry of new entering kindergarten and first
3 grade students. The reports ~~shall~~**MUST** be made on forms provided or
4 approved by the department.

5 (3) Records of testing and screening administered and
6 conducted ~~shall~~**MUST** be made and preserved as provided by the
7 department. The records ~~shall~~**MUST** be available to health agencies
8 and other persons to assist in obtaining proper and necessary
9 health, **DENTAL**, and educational care, attention, and treatment as
10 permitted by the department. Individual testing and screening
11 records ~~shall be~~**ARE** confidential as required by section 2637.

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