

HOUSE BILL No. 4531

April 5, 1989, 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. A PARENT, GUARDIAN, OR PERSON IN LOCO PARENTIS
6 APPLYING TO HAVE A MINOR ADMITTED INTO KINDERGARTEN OR GRADE 6 OR
7 9 OR A MINOR WHO IS TRANSFERRING FROM AN OUT-OF-STATE SCHOOL INTO
8 ANY GRADE SHALL PRESENT TO PUBLIC SCHOOL OFFICIALS, AT THE TIME
9 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. EXCEPT AS PROVIDED IN SECTION 9404, A PRINCIPAL
4 SHALL NOT PERMIT A MINOR TO BE ADMITTED INTO KINDERGARTEN OR
5 GRADE 6 OR 9, OR A MINOR WHO IS TRANSFERRING FROM AN OUT-OF-STATE
6 SCHOOL TO BE ADMITTED INTO ANY GRADE, UNLESS A SUMMARY FORM IS
7 SUBMITTED TO HIM OR HER INDICATING THAT THE MINOR HAS UNDERGONE
8 WITHIN THE IMMEDIATELY PRECEDING 12 MONTHS A COMPREHENSIVE HEALTH
9 SCREENING AS DESCRIBED IN SECTION 9402. THE PURPOSE OF THE COM-
10 PREHENSIVE HEALTH SCREENING IS TO IDENTIFY HEALTH PROBLEMS IN
11 MINORS AS EARLY AS POSSIBLE IN ORDER TO SAFEGUARD THE HEALTH OF
12 MINORS AND TO ALLOW MINORS TO PARTICIPATE IN SCHOOL AS FULLY AS
13 POSSIBLE.

14 SEC. 9402. (1) A COMPREHENSIVE HEALTH SCREENING SHALL BE
15 CONDUCTED BY A HEALTH PROFESSIONAL LICENSED PURSUANT TO
16 ARTICLE 15 WHO IS QUALIFIED AND PROPERLY TRAINED TO CONDUCT THE
17 COMPREHENSIVE HEALTH SCREENING.

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

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

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

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

25 (D) THE PHYSICAL AND DENTAL STATUS OF THE MINOR, AS DETER-
26 MINED 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 SEC. 9403. A HEALTH PROFESSIONAL WHO CONDUCTS A COMPREHEN-
7 SIVE HEALTH SCREENING PURSUANT TO SECTION 9402 SHALL DO ALL OF
8 THE FOLLOWING:

9 (A) HOLD AN INTERPRETIVE CONFERENCE TO EXPLAIN THE RESULTS
10 OF THE COMPREHENSIVE HEALTH SCREENING TO THE MINOR AND HIS OR HER
11 PARENT, GUARDIAN, OR PERSON IN LOCO PARENTIS.

12 (B) REFER THE MINOR, AS NECESSARY, TO OTHER APPROPRIATE
13 HEALTH PROFESSIONALS FOR DIAGNOSIS, INTERVENTION, AND TREATMENT,
14 AND PROVIDE FOLLOW-UP.

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

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

24 SEC. 9405. (1) THE DEPARTMENT, IN COOPERATION WITH THE
25 DEPARTMENT OF EDUCATION, SHALL DEVELOP A SUMMARY FORM FOR COMPRE-
26 HENSIVE HEALTH SCREENINGS CONDUCTED PURSUANT TO THIS PART.

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

2 (A) TRAIN HEALTH PROFESSIONALS WHO CONDUCT COMPREHENSIVE
3 HEALTH SCREENINGS.

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

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

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

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

15 SEC. 9406. (1) THE COMPREHENSIVE HEALTH SCREENING SUMMARY
16 FORM OF EACH MINOR SHALL BE KEPT ON FILE AT THE PUBLIC SCHOOL
17 THAT THE MINOR ATTENDS. WHEN A MINOR TRANSFERS TO ANOTHER PUBLIC
18 SCHOOL WITHIN THE STATE, THE COMPREHENSIVE HEALTH SCREENING SUM-
19 MARY FORM SHALL BE TRANSFERRED TO THAT SCHOOL.

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

23 Section 2. This amendatory act shall take effect August 1,
24 1990.