

HOUSE BILL No. 5163

October 24, 2017, Introduced by Reps. Reilly, Barrett, Noble, Johnson, Glenn, Inman, Miller, Hernandez and Runestad and referred to the Committee on Oversight.

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
6 tested for and immunized or protected against diseases specified by
7 the director of the department of ~~community health~~ **AND HUMAN**
8 **SERVICES**.

9 (b) A statement signed by a parent or guardian to the effect

1 that the child has not been immunized because of religious
2 convictions or other objection to immunization.

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

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

18 (3) Not later than November 1 of each year, the administrator
19 of each school shall provide the director of the department of
20 ~~community health~~ **AND HUMAN SERVICES** with the immunization status of
21 each pupil in grades K ~~through~~ **TO** 12 who enrolled in the school for
22 the first time, or ~~, beginning in the 2014-2015 school year,~~
23 enrolled in grade 7 in the school for the first time, between the
24 immediately preceding January 1 and the immediately preceding
25 September 30, as well as a vision report of each child entering
26 kindergarten during that time period. This information shall be
27 transmitted through the approved local full-time health department,

1 if available, and shall be on forms provided by the director of
2 ~~community health~~ **AND HUMAN SERVICES** or otherwise reported in a
3 manner approved by the director of the department of ~~community~~
4 health **AND HUMAN SERVICES**. Not later than February 1 of each year,
5 the administrator of each school shall provide an update to the
6 report due the previous November 1 to show the immunization status
7 of each pupil in grades K ~~through~~ **TO** 12 who enrolled in the school
8 for the first time, or ~~, beginning in the 2014-2015 school year,~~
9 enrolled in grade 7 in the school for the first time, during the
10 calendar year ending the immediately preceding December 31. This
11 information shall be transmitted in the same manner as the report
12 due the previous November 1.

13 (4) ~~The~~ **SUBJECT TO SECTION 9227(3) OF THE PUBLIC HEALTH CODE,**
14 **1978 PA 368, MCL 333.9227, THE** department of ~~community health~~ **AND**
15 **HUMAN SERVICES** shall promulgate rules, including rules identifying
16 the diseases specified under subsection (1)(a), for the
17 implementation of this section.

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

20 Enacting section 2. This amendatory act does not take effect
21 unless Senate Bill No. _____ or House Bill No. 5162 (request no.
22 03425'17) of the 99th Legislature is enacted into law.