

1 (2) Before November 1 of each year, the principal or
 2 administrator of each school shall give the state and local health
 3 departments a summary of the hearing and vision reports at the time
 4 of school entry of new entering kindergarten and first grade
 5 students. The reports ~~shall~~**must** be made on forms provided or
 6 approved by the department.

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

14 **Sec. 9312. Records of hearing or vision testing and screening**
 15 **administered and conducted under this part and of dental oral**
 16 **assessments administered and conducted under this part must be made**
 17 **and preserved as provided by the department. The records must be**
 18 **available to health agencies and other persons to assist in**
 19 **obtaining proper and necessary health, dental, and educational**
 20 **care, attention, and treatment as permitted by the department.**
 21 **Individual records are confidential as required by section 2637.**

22 **Sec. 9316. (1) By the 2020-2021 school year, the department**
 23 **shall establish and maintain a dental oral assessment program to**
 24 **provide dental oral assessments to children residing in this state**
 25 **whose parents, guardians, or persons in loco parentis have failed**
 26 **to meet the requirements described in subsection (5) (a).**

27 (2) Subject to subsection (3), the department shall accomplish
 28 the program by contracting with a government entity or person,
 29 which may include a grantee health agency described in section



1 16625. The following apply to the government entity or person
2 selected by the department under this subsection:

3 (a) The government entity or person shall conduct the program
4 in each area served by a local health department and shall
5 publicize the dental oral assessment service and the time and place
6 of the clinics.

7 (b) A dental oral assessment administered under the program
8 must include a limited clinical inspection, performed by a dentist
9 or a dental hygienist, to identify possible signs of oral or
10 systemic disease, malformation, or injury, and the potential need
11 for referral for diagnosis and treatment.

12 (3) If a school district has entered into a contract with a
13 government entity or person to administer dental oral assessments
14 to the school district's students, the school district may continue
15 to use the government entity or person to conduct the dental oral
16 assessments if the school district ensures that the dental oral
17 assessments are conducted by May 31 of each year and the
18 requirements of subsections (4) and (7) are met and provides all of
19 the following information to the department:

20 (a) The name of the government entity or person that conducts
21 the dental oral assessments.

22 (b) Each date the government entity or person is scheduled to
23 provide the dental oral assessments.

24 (c) The total number of dental oral assessments that are
25 scheduled.

26 (4) When the result of a dental oral assessment indicates that
27 a child requires follow-up care, the dentist or dental hygienist or
28 government entity or person conducting the assessment shall present
29 to the individual bringing the child a written statement clearly



1 indicating that follow-up treatment is required and, upon request,
2 provide information concerning the availability and sources of
3 dental treatment required to eliminate or reduce an identified
4 problem.

5 (5) Beginning in the 2020-2021 school year, a parent,
6 guardian, or person in loco parentis applying to have a child
7 registered for the first time in kindergarten or first grade in a
8 school in this state shall comply with the following:

9 (a) Ensure that a dentist or dental hygienist conducts a
10 dental oral assessment on the child not earlier than 6 months
11 before the date of the child's registration with the school and
12 obtain from the dentist or dental hygienist a written statement
13 certifying that the child has received the dental oral assessment
14 within the time frame required under this subdivision. The written
15 statement must be on a form prescribed by the department.

16 (b) If the parent, guardian, or person in loco parentis of the
17 child fails to meet the requirements described in subdivision (a),
18 the parent, guardian, or person in loco parentis of the child shall
19 ensure that the government entity or person selected by the
20 department under subsection (2) conducts a dental oral assessment
21 on the child.

22 (6) Beginning in the 2020-2021 school year, a parent,
23 guardian, or person in loco parentis applying to have a child
24 registered for the first time in kindergarten or first grade in a
25 school in this state shall present to school officials, at the time
26 of registration or not later than the first day of school, a
27 statement of exemption under section 9311; the statement described
28 in subsection (5); or a written statement indicating that the
29 parent, guardian, or person in loco parentis of the child will



1 provide for the child's dental oral assessment by a government
 2 entity or person selected by the department under subsection (2). A
 3 child shall not be excluded from school attendance if the parent,
 4 guardian, or person in loco parentis of the child fails to present
 5 a statement to school officials on or before the first day of
 6 school as required by this section.

7 (7) Before November 1 of each year, beginning in the 2020-2021
 8 school year, the principal or administrator of each school shall
 9 give the department a summary of the dental reports at the time of
 10 school entry of new kindergarten and first grade students. The
 11 reports must be made on forms provided or approved by the
 12 department.

13 (8) This section does not apply in a fiscal year in which the
 14 legislature does not appropriate money for the program.

15 (9) As used in this section, "program" means the dental oral
 16 assessment program described in subsection (1).

17 Sec. 9321. The department may promulgate rules to implement
 18 this part, including, **but not limited to**, the age and frequency for
 19 **hearing and vision** testing and screening under section 9302 and the
 20 maintenance and disclosure of records under section ~~9307~~.**9312**.

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

