



SENATE BILL No. 1039

September 6, 2016, Introduced by Senator COLBECK 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 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**

1 **SERVICES.**

2 (b) A statement signed by a parent or guardian to the effect
3 that the child has not been immunized because of religious
4 convictions or other objection to immunization, **AS DESCRIBED IN**
5 **SECTION 9215 OF THE PUBLIC HEALTH CODE, 1978 PA 368, MCL 333.9215.**

6 (c) A statement signed by a physician that certifies that the
7 child is in the process of complying with all immunization
8 requirements.

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

21 (3) Not later than November 1 of each year, the administrator
22 of each school shall provide the director of the department of
23 ~~community~~ health **AND HUMAN SERVICES** with the immunization status of
24 each pupil in grades K ~~through~~ **TO** 12 who enrolled in the school for
25 the first time, or ~~, beginning in the 2014-2015 school year,~~
26 enrolled in grade 7 in the school for the first time, between the
27 immediately preceding January 1 and the immediately preceding

1 September 30, as well as a vision report of each child entering
2 kindergarten during that time period. This information shall be
3 transmitted through the approved local full-time health department,
4 if available, and shall be on forms provided by the director of
5 ~~community~~ health **AND HUMAN SERVICES** or otherwise reported in a
6 manner approved by the director of the department of ~~community~~
7 health **AND HUMAN SERVICES**. Not later than February 1 of each year,
8 the administrator of each school shall provide an update to the
9 report due the previous November 1 to show the immunization status
10 of each pupil in grades K ~~through~~ **TO** 12 who enrolled in the school
11 for the first time, or ~~, beginning in the 2014-2015 school year,~~
12 enrolled in grade 7 in the school for the first time, during the
13 calendar year ending the immediately preceding December 31. This
14 information shall be transmitted in the same manner as the report
15 due the previous November 1.

16 (4) ~~The~~ **EXCEPT AS OTHERWISE PROVIDED IN SECTION 9215 OF THE**
17 **PUBLIC HEALTH CODE, 1978 PA 368, MCL 333.9215, THE** department of
18 ~~community~~ health **AND HUMAN SERVICES** shall promulgate rules,
19 including rules identifying the diseases specified under subsection
20 (1)(a), for the implementation of this section.

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

23 Enacting section 2. This amendatory act does not take effect
24 unless Senate Bill No. 1040

25 of the 98th Legislature is enacted into law.