

PUBLIC HEALTH CODE

Act 268 of 1978

Part 93. Hearing and Vision

Section 9301. A local health department shall **conduct 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 services and the time and place of the clinics.

Section 9302. A parent, guardian, or person in loco parentis of a child shall provide for the child's hearing and vision testing by an agency designated by the local health department. The testing and screening shall be given during an age period and at a frequency specified by the department..

Section 9303. (1) The department shall establish and administer a program to assist local health departments in developing and maintaining periodic hearing and vision testing and screening programs for children.

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

Section 9305. (1) When the result of a hearing or vision testing or screening indicates that a child requires follow-up care, a professional authorized by law, a local health department, or other agency shall present the person bringing the child a written statement clearly indicating that follow-up treatment is required.

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

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

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

(3) Records of testing and screening administered and documented shall be made and preserved as provided by the department. The records shall be available to health agencies and other persons to assist in obtaining proper and necessary health and educational care,

attention, and treatment as permitted by the department. Individual testing and screening records shall be confidential as required by section 2673.

Section 9309. If it appears as the result of a testing and screening program that the hearing of a child may be impaired, the department shall conduct or cause to be administered individual testing and screening with approved scientific instruments for determining the hearing efficiency of the child.

Section 9311. A child is exempt from this part if a parent, guardian, or person in loco parentis of the child presents a written statement to the administrator of the child's school stating that the requirement violates the personal religious beliefs of the parent, guardian or person in loco parentis.

Section 9315. The director may appoint an advisory committee consisting of health professional in hearing and vision, physicians and optometrist, and individuals representing schools. The advisory committee shall assist the department with hearing and vision program and shall conform to the requirements of section 2215.

(2) The department shall cooperate with any agency of the state charged with the administration of laws providing for handicapped children, and with a local health department or other community group in encouraging remedial measures and correctional devices available for children with hearing or vision impairment.

Section 9321. The department may promulgate rules to implement this part, including the age and frequency of testing and screening under section 9302 and the maintenance and disclosure of records under section 9307.

Section 9329. **A person who violates this part or a rule promulgated under this part is guilty of a misdemeanor.**