

# House Bill 2784

Sponsored by COMMITTEE ON HEALTH CARE

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires that school districts perform oral health screenings on each pupil upon pupil's first enrollment in school. Requires consent of parent or guardian.

Declares emergency, effective July 1, 2007.

## A BILL FOR AN ACT

1  
2 Relating to oral health screenings; creating new provisions; amending ORS 336.375, 336.400 and  
3 336.410; and declaring an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1. Section 2 of this 2007 Act is added to and made a part of ORS 336.375 to**  
6 **336.420.**

7 **SECTION 2. (1) A district school board shall conduct an oral health screening program.**  
8 **The program is intended to provide an oral health screening of each pupil at the time of the**  
9 **pupil's first enrollment in a public school in the school district.**

10 **(2) A district school board may furnish necessary instruments and equipment for the oral**  
11 **health screenings and provide suitable quarters in which the screenings may be performed.**

12 **(3) A district school board shall adopt a policy to implement the program. The policy shall**  
13 **incorporate the oral health screening policies of the Oregon Board of Dentistry.**

14 **(4) The oral health screenings may be furnished by the district school board free of ex-**  
15 **pense to the minor pupils whose parents or guardians are unable to pay for the screenings**  
16 **and to the pupils who have attained the age of majority who are unable to pay for the**  
17 **screenings. Any charges made by the board for the screenings shall be fair and reasonable.**

18 **(5) A minor pupil may not be required or permitted to have an oral health screening**  
19 **without the written consent of the parent or guardian of the minor pupil. A pupil who has**  
20 **attained the age of majority is required to have a screening.**

21 **SECTION 3. ORS 336.375 is amended to read:**

22 336.375. As used in ORS 336.375 to 336.420[.]:

23 **(1) "Dental health program" means a program whereby a dental examination is made at least**  
24 **once each school year of each pupil attending school in the district at the time of the examination**  
25 **and whereby dental treatment may be provided, subject to the rules of the district school board.**

26 **(2) "Oral health screening" means a program in which a brief, visual observation of and**  
27 **report about a pupil's mouth and teeth are made by a person acting in accordance with the**  
28 **written oral health screening policies of the Oregon Board of Dentistry.**

29 **SECTION 4. ORS 336.400 is amended to read:**

30 336.400. The result of the dental examination **or the oral health screening** shall be reported  
31 in writing to the parent or guardian of any pupil who, in the opinion of the person making the ex-

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.  
New sections are in **boldfaced** type.

1 amination, requires dental treatment. If, after receiving the report, the parent or guardian elects to  
2 have the recommended treatment performed by a dentist of the parent or guardian's own choosing,  
3 that dentist shall supply a certificate attesting that the treatment was performed in accordance with  
4 the report from the dental health program **or the oral health screening program**. The content of  
5 the certificate shall be recorded by the **district school** board.

6 **SECTION 5.** ORS 336.410 is amended to read:

7 336.410. [No] **A** school district [*shall be*] **is not** liable to any pupil, or to the parents or guardian  
8 of any pupil, for or on account of any claim for damage on account of any action by any person in  
9 connection with the district's dental health program **or oral health screening program**.

10 **SECTION 6.** **Section 2 of this 2007 Act applies to children first enrolling in a school for**  
11 **the 2007-2008 school year.**

12 **SECTION 7.** **This 2007 Act being necessary for the immediate preservation of the public**  
13 **peace, health and safety, an emergency is declared to exist, and this 2007 Act takes effect**  
14 **July 1, 2007.**