

HOUSE AMENDMENTS TO HOUSE BILL 3181

By COMMITTEE ON HEALTH CARE

April 19

- 1 On page 1 of the printed bill, delete lines 5 through 30.
- 2 On page 2, delete lines 1 through 31 and insert:
- 3 “**SECTION 1.** ORS 336.213 is amended to read:
- 4 “336.213. (1) As used in this section:
- 5 “(a) ‘Dental screening’ means a dental screening test to identify potential dental health problems
- 6 that is conducted by:
- 7 “(A) A dentist licensed under ORS chapter 679;
- 8 “(B) A dental hygienist licensed under ORS 680.010 to 680.205;
- 9 “(C) A health care practitioner who is acting in accordance with rules adopted by the State
- 10 Board of Education; or
- 11 “(D) A person who:
- 12 “(i) Is one of the following:
- 13 “(I) An employee of an education provider; or
- 14 “(II) Trained in accordance with guidelines established by the dental director appointed by the
- 15 Oregon Health Authority; and
- 16 “(ii) Is acting in accordance with rules adopted by the State Board of Education in collaboration
- 17 with the dental director appointed by the Oregon Health Authority.
- 18 “(b) ‘Education provider’ means:
- 19 “(A) An entity that offers a program that is recognized as an Oregon prekindergarten program
- 20 under ORS 329.170 to 329.200.
- 21 “(B) A school district board.
- 22 “(2)(a) Except as provided in subsection (3) of this section, each education provider shall require
- 23 a student who is seven years of age or younger and who is beginning an educational program with
- 24 the education provider for the first time to submit certification that the student received a dental
- 25 screening within the previous 12 months.
- 26 “(b) The certification required by this subsection:
- 27 “(A) Must be provided no later than 120 days after the student begins the educational program.
- 28 “(B) May be provided by a person identified in subsection (1)(a) of this section who conducts the
- 29 dental screening at a location not associated with the education provider or who conducts regular
- 30 dental screenings of the student.
- 31 “[3] (3)(a) A student is not required to submit certification as required under subsection (2)
- 32 of this section if the student provides a statement from the parent or guardian of the student that:
- 33 “[a] (A) The student submitted certification to a prior education provider;
- 34 “[b] (B) The dental screening is contrary to the religious beliefs of the student or the parent
- 35 or guardian of the student; or

1 “[(c)] (C) The dental screening is a burden, as defined by the State Board of Education by rule,
2 for the student or the parent or guardian of the student.

3 **“(b) A statement provided under paragraph (a)(C) of this subsection shall include an ex-
4 planation of the reason that the dental screening is a burden for the student or the parent
5 or guardian of the student, including whether:**

6 **“(A) The cost of obtaining a dental screening is too high;**

7 **“(B) The student does not have access to an individual who conducts dental screenings;
8 or**

9 **“(C) The student was unable to make an appointment with an individual who conducts
10 dental screenings.**

11 “(4) Each education provider shall:

12 “(a) File in the student’s dental health record any certifications and any results of a dental
13 screening known by the education provider.

14 “(b) Provide the parent or guardian of each student with information about:

15 “(A) The dental screenings;

16 “(B) Further examinations or necessary treatments; and

17 “(C) Preventive care, including fluoride varnish, sealants and daily brushing and flossing.

18 “(5) The dental director appointed by the Oregon Health Authority shall develop standardized
19 information described in subsection (4)(b) of this section for distribution by education providers.

20 “(6)(a) No later than October 1 each year, each school district shall submit to the Department
21 of Education a report that identifies the percentage of students:

22 **“(A) Who failed to submit the certification required under this section for the previous school
23 year[.];**

24 **“(B) For whom the dental screening was a burden as described in subsection (3)(a)(C) of
25 this section for the previous school year; and**

26 **“(C) For whom the dental screening is a burden for each reason listed in subsection (3)(b)
27 of this section for the previous school year.**

28 “(b) No later than December 1 each year, the department shall summarize the reports received
29 under paragraph (a) of this subsection and submit the summary to the interim legislative committees
30 on education and to the dental director appointed by the Oregon Health Authority. **The summary
31 must include the percentages reported by each school district under paragraph (a) of this
32 subsection for the previous school year and the estimated total number of students for whom
33 the dental screening is a burden for each reason listed in subsection (3)(b) of this section for
34 the previous school year.**

35 “(7) The State Board of Education, in consultation with the Oregon Health Policy Board and the
36 Oregon Board of Dentistry, shall adopt by rule any standards for the implementation of this
37 section.”.