

Requested by HOUSE COMMITTEE ON HEALTH CARE

**PROPOSED AMENDMENTS TO
HOUSE BILL 3181**

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
6 dental health problems 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
10 adopted by the State 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 di-
15 rector appointed by the Oregon Health Authority; and

16 “(ii) Is acting in accordance with rules adopted by the State Board of
17 Education in collaboration with the dental director appointed by the Oregon
18 Health Authority.

19 “(b) ‘Education provider’ means:

20 “(A) An entity that offers a program that is recognized as an Oregon
21 prekindergarten program under ORS 329.170 to 329.200.

1 “(B) A school district board.

2 “(2)(a) Except as provided in subsection (3) of this section, each education
3 provider shall require a student who is seven years of age or younger and
4 who is beginning an educational program with the education provider for the
5 first time to submit certification that the student received a dental screening
6 within the previous 12 months.

7 “(b) The certification required by this subsection:

8 “(A) Must be provided no later than 120 days after the student begins the
9 educational program.

10 “(B) May be provided by a person identified in subsection (1)(a) of this
11 section who conducts the dental screening at a location not associated with
12 the education provider or who conducts regular dental screenings of the
13 student.

14 “[3] (3)(a) A student is not required to submit certification as required
15 under subsection (2) of this section if the student provides a statement from
16 the parent or guardian of the student that:

17 “[a] (A) The student submitted certification to a prior education pro-
18 vider;

19 “[b] (B) The dental screening is contrary to the religious beliefs of the
20 student or the parent or guardian of the student; or

21 “[c] (C) The dental screening is a burden, as defined by the State Board
22 of Education by rule, for the student or the parent or guardian of the stu-
23 dent.

24 “(b) **A statement provided under paragraph (a)(C) of this subsection**
25 **shall include an explanation of the reason that the dental screening**
26 **is a burden for the student or the parent or guardian of the student,**
27 **including whether:**

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

29 “(B) **The student does not have access to an individual who con-**
30 **ducts dental screenings; or**

1 **“(C) The student was unable to make an appointment with an in-**
2 **dividual who conducts dental screenings.**

3 “(4) Each education provider shall:

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

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

8 “(A) The dental screenings;

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

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

12 “(5) The dental director appointed by the Oregon Health Authority shall
13 develop standardized information described in subsection (4)(b) of this sec-
14 tion for distribution by education providers.

15 “(6)(a) No later than October 1 each year, each school district shall sub-
16 mit to the Department of Education a report that identifies the percentage
17 of students:

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

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

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

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

1 **a burden for each reason listed in subsection (3)(b) of this section for**
2 **the previous school year.**

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

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