

Regulation 5141.3 Health Examinations

Original Adopted Date: 04/15/2015

New Revised Date: 06/21/2023 (Pending Board Approval)

Cautionary Notice: Government Code 17581.5 relieves districts from the obligation to perform specified mandated activities, including scoliosis screening, when the Budget Act does not provide reimbursement during that fiscal year. As a result, districts should determine whether the Budget Act for the current fiscal year allows for the suspension of these requirements, and if so, suspend certain provisions of the following administrative regulation related to scoliosis screening. For more information, the district should consult CSBA's District and County Offices of Education Legal Services or district legal counsel.

The principal at each school shall notify parents/guardians of the rights of students and parents/guardians related to health examinations. (Education Code- 48980; 20 USC- 1232h)

~~(cf. 5022 – Student and Family Privacy Rights)
(cf. 5141.32 – Health Screening for School Entry)
(cf. 5141.6 – School Health Services)
(cf. 5145.6 – Parental Notifications)~~

A parent/guardian may annually file with the principal a written statement withholding consent to the child's physical examination of his/her child. Any such student shall be exempt from any physical examination but shall be subject to exclusion from attendance when contagious or infectious disease is reasonably suspected. (Education Code- 49451; 20 USC- 1232h)

~~(cf. 5112.2 – Exclusions from Attendance)
(cf. 5141.22 – Infectious Diseases)
(cf. 5141.26 – Tuberculosis Testing)~~

Vision Tests

Each student's vision shall be appraised, by the school nurse or other personnel authorized under Education Code- 49452, during the kindergarten year or upon first enrollment or entry in a district elementary school and subsequently in grades 2, 5, and 8. However, a student who is tested upon first enrollment or entry in the district in grade 4 or 7 shall not be required to be appraised in the next immediate year. (Education Code- 49455)

The vision appraisal shall include tests for visual acuity, including near vision. Male students shall also be tested once for color vision in grade 1 or later and the results of the appraisal shall be entered in the student's health record. (Education Code- 49455)

Appraisal of a student's vision may be waived under either of the following conditions: (Education Code 49455)

~~(cf. 5125 – Student Records)~~

~~Appraisal of a student's vision may be waived under either of the following conditions: (Education Code 49455)~~

- ~~1.~~ 1. The student's parent/guardian requests a waiver and presents a certificate from a physician/surgeon, physician assistant, or optometrist showing the results of an examination of the student's vision, including visual acuity and, in male students, color vision.
- ~~2.~~ 2. The student's parents/guardians file with the principal a written statement that they adhere to the faith or teachings of any well-recognized religious sect, denomination, or organization and, in accordance with its creed, tenets, or principles depend for healing upon prayer in the practice of their religion.

Visual defects or any other defects found as a result of the vision examination shall be reported to the parent/guardian with a request that remedial action be taken to correct or cure the defect. The report of a visual defect, if made in writing, shall be made on a form prescribed by the Superintendent of Public Instruction. The report shall not include a referral to any private practitioner. However, the student may be referred to a public clinic or diagnostic and treatment center operated by a public hospital or by the state, county, or city department of public health. ~~(Education Code 49456)~~

In addition to the vision appraisals described above, the school nurse and/or classroom teacher shall continually and regularly observe students' eyes, appearance, behavior, visual performance, and perception that may indicate vision difficulties. ~~(Education Code 49455)~~

~~Hearing Tests~~

~~(Education Code 49455)~~

Eye Examinations for the Purpose of Eyeglasses

In addition to the vision appraisals described above, the district may enter into a memorandum of understanding with a nonprofit eye examination provider, including a mobile provider, to provide noninvasive eye examinations at a district school exclusively for the purpose of providing eyeglasses. (Education Code 49455.5)

Prior to any eye examination, the school shall notify parents/guardians of the upcoming eye examination and include a form that allows them to opt their child out of the examination. Parents/guardians who have submitted a general opt-out written statement in accordance with Education Code 49451 are deemed to have opted out. (Education Code 49455.5)

Parents/guardians whose child receives an eye examination shall be provided a report by the provider in accordance with Education Code 49456. (Education Code 49455.5)

Hearing Tests

The Superintendent or designee shall provide for the administration of hearing tests to district students by personnel authorized to conduct such testing pursuant to Education Code ~~49452~~ and ~~49454~~ and in accordance with the procedures specified in 17 CCR ~~2951~~.

Each student shall be given a hearing screening test at the following times: (17 CCR 2951)

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1. Kindergarten or grade 1.
2. Grade 2
3. Grade 5
4. ~~2.~~ Grade 8
5. ~~3.~~ Grade 10 or 11
6. ~~4.~~ Upon first entry into the California public school system

Each student enrolled in a special education program, other than those enrolled because of a hearing problem, shall be given a hearing test when enrolled in the program and every third year thereafter. Hearing tests may be given more frequently as needed, based on the individualized education program team's evaluation of the student. ~~(17 CCR 2951)~~
(~~cf. 6159 – Individualized Education Program~~)

A follow-up hearing threshold test shall be administered to any student who fails to respond to any of the required frequencies in the screening test or is otherwise determined to need further evaluation. ~~(17 CCR 2951)~~

The Superintendent or designee shall provide written notification of test results to the parents/guardians of any student who fails the hearing tests. When the test results fall within the levels specified in 17 CCR ~~2951~~ or there is evidence of pathology, such as an infection of the outer ear, chronic drainage, or a chronic earache, the notification shall include a recommendation that a further medical and audiological evaluation be obtained. ~~(17 CCR 2951)~~

The dates and results of all screening tests and copies of threshold tests shall be included in the student's health records. ~~(17 CCR 2951)~~

The principal or designee shall prepare an annual report of the school hearing testing program, using forms provided by the Department of Health Services, with copies to the Superintendent and the County Superintendent of Schools. ~~(17 CCR 2951)~~

Scoliosis Screening

Each female student in grade 7 and each male student in grade 8 shall be screened for scoliosis. ~~(Education Code 49452.5)~~

The parent/guardian of any student suspected of having scoliosis shall receive a notice which includes an explanation of scoliosis and describes the significance of treatment at an early age. This notice shall also describe the public services available for treatment and include a referral to appropriate community resources. (~~Education Code 49452.5~~)

~~Type 2 Diabetes Information~~

~~(Education Code 49452.5)~~

Type 1 Diabetes Information

The Superintendent or designee shall provide parents/guardians of children enrolled in elementary school for the first time, or with the annual notifications pursuant to Education Code 48980, an information sheet developed by the California Department of Education (CDE) regarding type 1 diabetes as specified in Education Code 49452.6.

Type 2 Diabetes Information

Because type 2 diabetes in children is a preventable and treatable disease, parents/guardians are encouraged to have their child screened by an authorized health care practitioner for risk factors of the disease, including excess weight, and to request tests of their child's blood glucose to determine if he/she has type 2 diabetes or pre-diabetes. the child has type 2 diabetes or pre-diabetes.

The Superintendent or designee shall provide parents/guardians of incoming students in grade 7, or with the annual notifications pursuant to Education Code 48980, an information sheet developed by CDE regarding type 2 diabetes, which includes: (Education Code 49452.7) (cf. 5030 – Student Wellness) The Superintendent or designee shall provide parents/guardians of incoming students in grade 7 with an information sheet developed by the CDE regarding type 2 diabetes, which includes: (Education Code 49452.7)

1. ~~1.~~ A description of the disease and its risk factors and warning signs
2. ~~2.~~ A recommendation that students displaying or possibly suffering from risk factors or warning signs associated with type 2 diabetes be screened for the disease
3. ~~3.~~ A description of the different types of diabetes screening tests available
4. ~~4.~~ A description of treatments and prevention methods

~~The information sheet may be provided with the annual parental notifications required pursuant to Education Code 48980. (Education Code 49452.7)~~

The Superintendent or designee may provide information to parents/guardians regarding public or private sources from which they may receive diabetes screening and education services for free or at reduced costs.

Policy Reference Disclaimer:

These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

State

17 CCR 2950-2951
5 CCR 3027

Description

~~Hearing tests~~ [Hearing tests](#)
~~Hearing and vision screening for special education~~ [Hearing and vision screening for special education](#)

5 CCR 3028
5 CCR 590-596
Ed. Code 44871-44879
Ed. Code 48980

~~Audiological screening~~ [Audiological screening](#)
~~Vision screening~~ [Vision screening](#)
~~Employment qualifications~~ [Employment qualifications](#)
~~Parent/Guardian notifications~~ [Parent/Guardian notifications](#)

Ed. Code 49400-49414.5

~~Student health; general powers of school boards~~ [Student health; general powers of school boards](#)

Ed. Code 49422

~~Supervision of health and physical development~~ [Supervision of health and physical development](#)

Ed. Code 49450-49458

~~Physical examinations of students~~ [Physical examinations of students](#)

Ed. Code 49460-49466

~~Development of standardized health assessments~~ [Development of standardized health assessments](#)

Gov. Code 17581.5

~~Specific costs mandated by the state~~ [Specific costs mandated by the state](#)

H&S Code 120325-120380

~~Immunization against communicable diseases~~ [Immunization against communicable diseases](#)

H&S Code 121475-121520

~~Tuberculosis tests for students~~ [Tuberculosis tests for students](#)

H&S Code 124025-124110

~~Child Health and Disability Prevention Program~~ [Child Health and Disability Prevention Program](#)

H&S Code 1685-1686

~~Audiometrists~~ [Audiometrists](#)

Federal

20 USC 1232g

Description

~~Family Educational Rights and Privacy Act (FERPA) of 1974~~ [Family Educational Rights and Privacy Act \(FERPA\) of 1974](#)

20 USC 1232h

~~Privacy rights~~ [Privacy rights](#)

Management Resources

CA Department of Health Care Services Publication

Description

~~Manual for the School Audiometrist~~ [Manual for the School Audiometrist](#)

California Department of Education Publication

~~Standards for Scoliosis Screening in California Public Schools, 2007~~ [Standards for Scoliosis Screening in California Public Schools, 2007](#)

California Department of Education Publication	A Guide for Vision Testing in California Public Schools, 2005 A Guide for Vision Testing in California Public Schools, 2005
CSBA Publication	Expanding Access to School Health Services: Policy Considerations for Governing Boards, November 2008 Expanding Access to School Health Services: Policy Considerations for Governing Boards, November 2008
CSBA Publication	Promoting Oral Health for California's Students: New Roles, New Opportunities for Schools, November 2008 Promoting Oral Health for California's Students: New Roles, New Opportunities for Schools, November 2008
U.S. Department of Education Publication	Joint Guidance on the Application of FERPA and HIPAA to Student Health Records, November 2008 Joint Guidance on the Application of FERPA and HIPAA to Student Health Records, November 2008
Website	CSBA District and County Office of Education Legal Services CSBA District and County Office of Education Legal Services
Website	California Department of Education, Type 2 Diabetes Information California Department of Education, Type 2 Diabetes Information
Website	California Department of Education, Health Services and School Nursing California Department of Education, Health Services and School Nursing
Website	California Department of Health Care Services California Department of Health Care Services
Website	CSBA CSBA

Cross References

Code	Description
0470	COVID-19 Mitigation Plan COVID-19 Mitigation Plan
4231	Staff Development Staff Development
5020	Parent Rights And Responsibilities Parent Rights And Responsibilities
5020	Parent Rights And Responsibilities Parent Rights And Responsibilities
5022	Student And Family Privacy Rights Student And Family Privacy Rights
5022	Student And Family Privacy Rights Student And Family Privacy Rights
5030	Student Wellness Student Wellness
5030	Student Wellness Student Wellness
5030-E PDF(1)	Student Wellness Student Wellness

5111	Admission Admission
5111	Admission Admission
5112.2	Exclusions From Attendance Exclusions From Attendance
5125	Student Records Student Records
5125	Student Records Student Records
5141.22	Infectious Diseases Infectious Diseases
5141.22	Infectious Diseases Infectious Diseases
5141.23	Asthma Management Asthma Management
5141.23	Asthma Management Asthma Management
5141.23-E PDF(1) 26	Asthma Management – Infectious Disease Prevention Tuberculosis Testing
5141.26 31	Tuberculosis Testing Immunizations
5141.31	Immunizations Immunizations
5141.31 32	Immunizations Health Screening For School Entry
5141.33	Head Lice Head Lice
5141.6	School Health Services School Health Services
5141.6	School Health Services School Health Services
5143	Insurance Insurance
5143	Insurance Insurance
5145.6	Parent/Guardian Notifications Parent/Guardian Notifications
5145.6-E PDF(2)	Parent/Guardian Notifications Parent/Guardian Notifications
5148	Child Care And Development Child Care And Development
5148	Child Care And Development Child Care And Development
6142.8	Comprehensive Health Education Comprehensive Health Education
6142.8	Comprehensive Health Education Comprehensive Health Education
6145.2	Athletic Competition Athletic Competition
6145.2	Athletic Competition Athletic Competition
6164.5	Student Success Teams Student Success Teams
6164.5	Student Success Teams Student Success Teams
6170.1	Transitional Kindergarten