

SESSION OF 2022

SUPPLEMENTAL NOTE ON SENATE BILL NO. 62

As Further Amended by House Committee on
Education

Brief*

SB 62, as amended, would amend state standards for free school-administered vision screenings to add new definitions and amend others; modify the frequency of the vision screenings to specify the grade levels and specific circumstances under which the screenings would occur; provide for vision screenings for students in accredited nonpublic schools; require screenings be performed by a vision screener who would follow the most recent state vision screening guidelines; and require vision screening results and any necessary referral for an examination by an ophthalmologist or optometrist be reported to the parents or guardians of the student. The bill would also establish an eight-member Kansas Children's Vision Health and School Readiness Commission (Commission) to ensure implementation of the provisions of the bill; provide for the appointment of the members, who would serve without reimbursement for meeting expenses; and establish the duties of the Commission.

The bill would also make technical adjustments.

Definitions

The bill would define the following new terms:

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

- “Accredited nonpublic school” would mean all nonpublic elementary and secondary schools accredited by the State Board of Education;
- “Board of education” would mean the board of education of any school district;
- “IDEA part B” would mean all statewide programs providing special education and related services to children with disabilities aged three through five in accordance with 20 U.S.C. § 1411, and amendments thereto;
- “School district” would mean any school district organized under the laws of this state; and
- “Vision screener” would mean any school nurse, or the nurse’s designee, or other person who is trained to administer a vision screening test to students in the State of Kansas.

The bill would also amend the definition of “basic vision screening” to mean an age-appropriate eye testing program for each child that is implemented according to the most recent edition of the Kansas vision screening requirements and guidelines and includes referrals for eye examinations and necessary follow-ups.

Frequency of Vision Screenings

The bill would provide children with free basic vision screenings as follows:

- Annually for children with disabilities aged three through five years who are participating in IDEA part B programs;
- At least once each school year for students enrolled in kindergarten and each of the grades

one through three, five, seven, and ten in a school district or an accredited nonpublic school; and

- Within the first year of admission for any student enrolled in a school district or an accredited nonpublic school.

Entity Responsible for Providing Vision Screenings

The bill would require the board of education of the school district in which a student is enrolled to provide basic vision screening to every student enrolled in such school district. The bill would require basic vision screening be provided to every student enrolled in an accredited nonpublic school by either the accredited nonpublic school in which the student is enrolled or, upon request by the student's parent or guardian, by the board of education of the school district in which the student resides.

Performance and Reporting of Vision Screenings

The bill would require basic vision screening be performed by a vision screener designated by the board of education or by an accredited nonpublic school. The bill would require vision screeners follow the most recent state vision screening guidelines. The bill would require the results of the screening and any necessary referral for an examination by an ophthalmologist or optometrist be reported to the parents or guardians of the student and require any such referral to show no preference in favor of any ophthalmologist or optometrist.

Kansas Children's Vision Health and School Readiness Commission

Commission Membership and Reimbursement

The bill would require an eight-member Commission be established to ensure the implementation of the provisions of the bill, with membership appointed by the State Board of Education and composed of one member representing each of the following: optometrists, ophthalmologists, a health organization dedicated to preventing blindness, the Kansas State Department of Education, the Kansas Department of Health and Environment, school nurses, public health nurses, and school administrators. The bill would require that the Commission members serve without reimbursement for meeting expenses.

Duties of the Commission

The bill would establish the following duties of the Commission:

- Overseeing the revision of state vision screening requirements and guidelines at least once every seven years;
- Providing standardized vision screening referral letters and eye professional examination reports as referenced in the Kansas vision screening requirements and guidelines;
- Identifying state resources that assist in providing opportunities to offer free or low-cost eye exams for students who fail vision screenings and are unable to afford an examination on their own; and
- Establishing a system to collect data from school health personnel concerning the results of the original screenings and referral outcomes, and

issuing an annual report to the Secretary of Health and Environment and the Commissioner of Education.

Background

The bill was introduced by the Senate Committee on Education at the request of Senator Baumgardner.

[*Note:* SB 62 contains provisions similar to provisions in 2020 HB 2346, as amended by the House Committee on Children and Seniors, with some technical differences. The House Committee on Education adopted, and then removed, provisions related to emergency albuterol kits. SB 62, as amended, is identical to 2021 SB 62, as introduced.]

Senate Committee on Education

In the Senate Committee hearing on February 4, 2021, **proponent** testimony was provided by representatives of the Kansas Association of School Boards, Kansas Vision Coalition Task Force, and Olathe Public Schools (USD 233). Written-only proponent testimony was provided by a representative of the Kansas School Nurses Organization. Proponents generally stated the bill would lead to better vision health for students by standardizing the occurrence of vision screenings statewide, providing for regular vision screening guidelines updates, and ensuring parents and guardians are aware of the need for referrals and resources.

Written-only neutral testimony was provided by the State Board of Education.

House Committee on Education

In the House Committee hearing on March 10, 2021, a representative of the Kansas Optometric Association, on behalf of the Kansas Vision Coalition, and representatives of

the Kansas Association of School Boards and the Kansas School Nurses Organization provided **proponent** testimony.

Written-only proponent testimony was provided by another representative of the Kansas School Nurses Organization.

Written-only neutral testimony was provided by the State Board of Education.

On March 25, 2021, the House Committee amended the bill to add provisions regarding the administration of albuterol in certain emergency situations by school districts and accredited nonpublic schools. On February 15, 2022, the House Committee amended the bill to remove such provisions related to the administration of albuterol.

Fiscal Information

An updated fiscal note on SB 62, as amended, was not immediately available.

Education; vision screenings; Kansas Children's Vision Health and School Readiness Commission