

OKLAHOMA STATE SENATE  
CONFERENCE  
COMMITTEE REPORT

May 22, 2024

Mr. President:

Mr. Speaker:

The Conference Committee, to which was referred

SB1319

By: Seifried of the Senate and Newton of the House

Title: Vision screenings; creating certain revolving fund; authorizing certain grants; directing maintenance of certain platform and data management system; establishing guidelines for electronic eye charts. Effective date. Emergency.

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together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the House recede from all Amendments.
2. By restoring the title as follows:

"An Act relating to vision screenings; creating the Public School Vision Screening Modernization Revolving Fund; specifying type of fund and sources of monies; providing for expenditure of funds for certain purposes; authorizing the State Department of Health to award grants for certain purposes; requiring submission of certain annual report; amending 70 O.S. 2021, Section 1210.284, as amended by Section 1, Chapter 112, O.S.L. 2022 (70 O.S. Supp. 2023, Section 1210.284), which relates to public school vision screenings; requiring certain standards to permit use of electronic eye chart; defining term; requiring electronic eye chart to meet certain standards and guidelines; directing the Department to maintain certain platform and data management system subject to available funding; requiring certain sharing of information; updating statutory language; providing for codification; providing an effective date; and declaring an emergency."

Respectfully submitted,

SENATE CONFEREES:

  
Seifried

  
Gollihare

  
Rosino

  
Pugh

  
Haste

  
Young

HOUSE CONFEREES:

General Conference Committee on Appropriations

Senate Action \_\_\_\_\_ Date \_\_\_\_\_ House Action \_\_\_\_\_ Date \_\_\_\_\_

SB1319 CCR (A)  
**HOUSE CONFEREES**

Baker, Rhonda

*Rhonda Baker*

Bashore, Steve

*Steve Bashore*

Bennett, Forrest

\_\_\_\_\_

Blancett, Meloyde

\_\_\_\_\_

Boatman, Jeff

\_\_\_\_\_

Boles, Brad

\_\_\_\_\_

Caldwell, Trey

\_\_\_\_\_

Davis, Dean

*Dean F Davis*

Davis, Dean

\_\_\_\_\_

Echols, Jon

\_\_\_\_\_

Fetgatter, Scott

\_\_\_\_\_

Ford, Ross

*Ross Ford*

Goodwin, Regina

\_\_\_\_\_

Hasenbeck, Toni

*T.H.*

Hill, Brian

*Brian Hill*

Kannady, Chris

\_\_\_\_\_

Kendrix, Gerrid

*Gerrid*

Kerbs, Dell

*D Kerbs*

Lawson, Mark

*Mark P. Lawson*

Lepak, Mark

\_\_\_\_\_

Lowe, Dick

*Dick Lowe*

Luttrell, Ken

*Ken Luttrell*

McBride, Mark

*J. Mark McBride*

McEntire, Marcus

*Marcus McEntire*

Miller, Nicole

*Nicole Miller*

Moore, Anthony

*Anthony Moore*

Munson, Cyndi

\_\_\_\_\_

Newton, Carl

*Carl W Newton D.L.*

Nichols, Monroe

*Monroe Nichols*

O'Donnell, Terry

\_\_\_\_\_

Osburn, Mike

*Mike Osburn*

Pfeiffer, John

*John C. Pfeiffer*

Provenzano, Melissa

*Melissa Provenzano*

Ranson, Trish

\_\_\_\_\_

Sterling, Danny

\_\_\_\_\_

Strom, Judd

\_\_\_\_\_

Vancuren, Mark

Wallace, Kevin

West, Tammy

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*Tammy West*

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1 ENGROSSED HOUSE AMENDMENT  
TO  
2 ENGROSSED SENATE BILL NO. 1319 By: Seifried of the Senate  
3 and  
4 Newton of the House  
5

6 [ vision screenings - Revolving Fund - expenditure -  
7 grants - report - electronic eye chart - platform and  
8 data management system - information - codification -  
effective date - emergency ]

9  
10  
11  
12 AMENDMENT NO. 1. Page 1, line 10, strike the enacting clause

13  
14 Passed the House of Representatives the 24th day of April, 2024.

15  
16  
17 Presiding Officer of the House of  
Representatives

18  
19 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2024.

20  
21  
22 Presiding Officer of the Senate

1 ENGROSSED SENATE  
2 BILL NO. 1319

By: Seifried of the Senate

3 and

4 Newton of the House

5  
6 [ vision screenings - Revolving Fund - expenditure -  
7 grants - report - electronic eye chart - platform and  
8 data management system - information - codification -  
9 effective date -

emergency ]

10 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

11 SECTION 1. NEW LAW A new section of law to be codified  
12 in the Oklahoma Statutes as Section 1-114.21 of Title 63, unless  
13 there is created a duplication in numbering, reads as follows:

14 There is hereby created in the State Treasury a revolving fund  
15 for the State Department of Health to be designated the "Public  
16 School Vision Screening Modernization Revolving Fund". The fund  
17 shall be a continuing fund, not subject to fiscal year limitations,  
18 and shall consist of all monies deposited to the credit of the fund  
19 by law or from private funds donated for one or both of the purposes  
20 listed in this section. All monies accruing to the credit of the  
21 fund are hereby appropriated and may be budgeted and expended by the  
22 State Department of Health for the following purposes:

23 1. Awarding grants to public schools as provided by Section 2  
24 of this act; and

1        2. Collection of necessary vision screening data including, but  
2 not limited to, through the cloud-based platform and data management  
3 system described in Section 1210.284 of Title 70 of the Oklahoma  
4 Statutes.

5        Expenditures from the fund shall be made upon warrants issued by  
6 the State Treasurer against claims filed as prescribed by law with  
7 the Director of the Office of Management and Enterprise Services for  
8 approval and payment.

9        SECTION 2.        NEW LAW        A new section of law to be codified  
10 in the Oklahoma Statutes as Section 1-114.22 of Title 63, unless  
11 there is created a duplication in numbering, reads as follows:

12        A. The State Department of Health may award grants to public  
13 schools from the Public School Vision Screening Modernization  
14 Revolving Fund created in Section 1 of this act for the purpose of  
15 assisting public schools in obtaining vision screening equipment,  
16 collecting vision screening data, and obtaining related services to  
17 fulfill the requirements of Section 1210.284 of Title 70 of the  
18 Oklahoma Statutes.

19        B. The State Department of Health shall electronically submit  
20 an annual report on all grants awarded under this section to the  
21 President Pro Tempore of the Senate, the Speaker of the House of  
22 Representatives, and the Governor by January 15 of each year.

1       SECTION 3.       AMENDATORY       70 O.S. 2021, Section 1210.284, as  
2 amended by Section 1, Chapter 112, O.S.L. 2022 (70 O.S. Supp. 2023,  
3 Section 1210.284), is amended to read as follows:

4       Section 1210.284. A. 1. The parent or guardian of each  
5 student enrolled in kindergarten at a public school in this state  
6 shall provide certification to school personnel that the student  
7 passed a vision screening within the previous twelve (12) months or  
8 during the school year. Such screening shall be conducted by  
9 personnel listed on the statewide registry as maintained by the  
10 State Department of Health, which may include, but not be limited  
11 to, Oklahoma licensed optometrists and ophthalmologists.

12       2. The parent or guardian of each student enrolled in first or  
13 third grade at a public school in this state shall provide within  
14 thirty (30) days of the beginning of the school year certification  
15 to school personnel that the student passed a vision screening  
16 within the previous twelve (12) months. Such screening shall be  
17 conducted by personnel listed on the statewide registry as  
18 maintained by the State Department of Health; provided, Oklahoma  
19 licensed optometrists and ophthalmologists shall be exempt from such  
20 standards.

21       3. The parent or guardian of each student who receives a vision  
22 screening as required by this section shall receive notification  
23 that a vision screening is not the equivalent of a comprehensive eye  
24 exam.

1       B. 1. The Infant and Children's Health Advisory Council  
2 created in Section 1-103a.1 of Title 63 of the Oklahoma Statutes  
3 shall make recommendations to the State ~~Board~~ Commissioner of Health  
4 on:

- 5           a. standards for vision screening and referral; provided,  
6               Oklahoma licensed optometrists and ophthalmologists  
7               shall be exempt from such standards,
- 8           b. qualifications for initial recognition and renewal of  
9               recognition of vision screeners,
- 10          c. qualifications for initial recognition and renewal of  
11             recognition of vision screener trainers,
- 12          d. qualifications for initial recognition and renewal of  
13             recognition of trainers of vision screener trainers;  
14             provided, Oklahoma licensed optometrists and  
15             ophthalmologists shall be exempt from any training  
16             requirements, and
- 17          e. grounds for denial, refusal, suspension or revocation  
18             of recognition of vision screeners, vision screener  
19             trainers and trainers of vision screener trainers.

20       2. The Department shall:

- 21           a. establish and thereafter maintain a statewide  
22               registry, available via the Internet, which shall  
23               contain a list of approved vision screeners,



- 1           b.    maintain a list of approved vision screener trainers  
2                and trainers of vision screener trainers, and
- 3           c.    maintain the standards for vision screening and  
4                referral. Such standards shall permit the use of an  
5                electronic eye chart as a substitute for a printed eye  
6                chart to assess relative visual acuity. As used in  
7                this subparagraph, "electronic eye chart" means any  
8                computerized or other electronic system, device,  
9                automated computer program, or method of displaying on  
10              an electronic screen medically accepted and properly  
11              sized optotypes, which may be letters, numbers, or  
12              symbols, that is used to assess an individual's visual  
13              acuity. An electronic eye chart shall meet national  
14              standards of care and shall meet the guidelines  
15              established by the 2016 version, or most recent  
16              version if updated, of the Procedures for the  
17              Evaluation of the Visual System by Pediatricians  
18              produced by the American Academy of Pediatrics, and
- 19           d.    subject to availability of funds, maintain a cloud-  
20              based platform and data management system that is  
21              compliant with the Health Insurance Portability and  
22              Accountability Act of 1996 and the Family Educational  
23              Rights and Privacy Act of 1974 to collect individual  
24              student screening results from each school district,

1           manage and report on compliance, and act as an  
2           analytical platform for screening outcomes. The State  
3           Department of Education shall share vision screening  
4           results and any other relevant information with the  
5           State Department of Health for the purpose of  
6           implementing this subparagraph. The agencies shall  
7           enter into an interagency agreement for the sharing of  
8           information as provided by this subparagraph.

9           3. After notice and hearing, the ~~Department~~ State Department of  
10          Health may deny, refuse, suspend or revoke approval to an applicant  
11          who has a history of:

- 12           a. noncompliance or incomplete or partial compliance with  
13           the provisions of this section or the rules adopted by  
14           the ~~Board~~ Commissioner to implement the provisions of  
15           this section,
- 16           b. referring persons to a business in which the applicant  
17           has a financial interest or a business which is owned  
18           or operated by someone within the third degree of  
19           consanguinity or affinity of the applicant, or
- 20           c. conduct which demonstrates that the applicant is  
21           providing services in a manner which does not warrant  
22           public trust.

1       4. The ~~Board~~ Commissioner, giving consideration to the  
2 recommendations of the Council, shall promulgate rules to implement  
3 the provisions of this section.

4       C. 1. The parent or guardian of each student who fails the  
5 vision screening required in subsection A of this section shall  
6 receive a recommendation to undergo a comprehensive eye examination  
7 performed by an ophthalmologist or optometrist.

8       2. The ophthalmologist or optometrist shall forward a written  
9 report of the results of the comprehensive eye examination to the  
10 student's school, parent or guardian, and primary health care  
11 provider designated by the parent or guardian. The report shall  
12 include, but not be limited to:

- 13           a. date of report,
- 14           b. name, address and date of birth of the student,
- 15           c. name of the student's school,
- 16           d. type of examination,
- 17           e. a summary of significant findings, including  
18               diagnoses, medication used, duration of action of  
19               medication, treatment, prognosis, whether or not a  
20               return visit is recommended and, if so, when,
- 21           f. recommended educational adjustments for the child, if  
22               any, which may include: preferential seating in the  
23               classroom, eyeglasses for full-time use in school,
- 24

1 eyeglasses for part-time use in school, sight-saving  
2 eyeglasses, and any other recommendations, and

3 g. name, address and signature of the examiner.

4 D. No student shall be prohibited from attending school for a  
5 parent's or guardian's failure to furnish a report of the student's  
6 vision screening or an examiner's failure to furnish the results of  
7 a student's comprehensive eye examination required by this section.

8 E. School districts shall notify parents or guardians of  
9 students who enroll in kindergarten, first, or third grade for the  
10 2007-08 school year and each year thereafter of the requirements of  
11 this section.

12 F. The State Board of Education shall adopt rules for the  
13 implementation of this section except as provided in subsection B of  
14 this section. The State Department of Education shall issue a  
15 report annually on the impact and effectiveness of this section.

16 SECTION 4. This act shall become effective July 1, 2024.

17 SECTION 5. It being immediately necessary for the preservation  
18 of the public peace, health or safety, an emergency is hereby  
19 declared to exist, by reason whereof this act shall take effect and  
20 be in full force from and after its passage and approval.

1 Passed the Senate the 12th day of March, 2024.

2  
3  
4 Presiding Officer of the Senate

5 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
6 2024.

7  
8 Presiding Officer of the House  
9 of Representatives