

(A) COUNTY BOARDS OR HEALTH DEPARTMENTS TO PROVIDE TESTS.

(1) EACH COUNTY BOARD OR COUNTY HEALTH DEPARTMENT SHALL PROVIDE HEARING AND VISION SCREENING TESTS FOR ALL STUDENTS IN THE PUBLIC SCHOOLS.

(2) EACH COUNTY HEALTH DEPARTMENT SHALL PROVIDE AND FUND HEARING AND VISION TESTS FOR ALL STUDENTS:

(I) IN ANY PRIVATE SCHOOL THAT HAS RECEIVED A CERTIFICATE OF APPROVAL UNDER §2-206 OF THIS ARTICLE; AND

(II) IN ANY NONPUBLIC EDUCATIONAL FACILITY IN THIS STATE APPROVED AS A SPECIAL EDUCATION FACILITY BY THE DEPARTMENT.

(B) WHEN ADMINISTERED.

(1) UNLESS EVIDENCE IS PRESENTED THAT A STUDENT HAS BEEN TESTED WITHIN THE PAST YEAR, THE TESTS REQUIRED UNDER SUBSECTION (A) OF THIS SECTION SHALL BE GIVEN IN THE YEAR A STUDENT ENTERS A SCHOOL SYSTEM AND WHEN HE ENTERS THE NINTH GRADE.

(2) FURTHER TESTING SHALL BE DONE IN ACCORDANCE WITH THE BYLAWS ADOPTED BY THE STATE BOARD.

(C) RECORDS.

THE RESULTS OF THE HEARING AND VISION TESTS REQUIRED BY THIS SECTION SHALL BE:

(1) MADE A PART OF THE PERMANENT RECORD FILE OF EACH STUDENT; AND

(2) GIVEN TO THE PARENTS OF ANY STUDENT WHO FAILS THE TESTS.

(D) ADOPTION OF STANDARDS, RULES, AND REGULATIONS.

IN COOPERATION WITH THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE, THE DEPARTMENT OF EDUCATION SHALL ADOPT STANDARDS, RULES, AND REGULATIONS TO CARRY OUT THE PROVISIONS OF THIS SECTION.

(E) STUDENTS EXCEPTED.

A STUDENT WHOSE PARENT OR GUARDIAN OBJECTS IN WRITING TO HEARING AND VISION TESTING ON THE GROUND THAT IT CONFLICTS WITH THE TENETS AND PRACTICE OF A RECOGNIZED CHURCH OR RELIGIOUS DENOMINATION OF WHICH HE IS AN ADHERENT OR MEMBER MAY NOT BE REQUIRED TO TAKE THESE TESTS.

REVISOR'S NOTE: This section presently appears as Art. 77, §85B.