

# SENATE . . . . . No. 1075

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## The Commonwealth of Massachusetts

PRESENTED BY:

***Richard T. Moore***

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act to establish a vision care registry.

PETITION OF:

NAME:

*Richard T. Moore*

DISTRICT/ADDRESS:

*Worcester and Norfolk*

# SENATE . . . . . No. 1075

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By Mr. Richard T. Moore, a petition (accompanied by bill, Senate, No. 1075) of Richard T. Moore for legislation to establish a vision care registry. Public Health.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. 1149 OF 2011-2012.]

## The Commonwealth of Massachusetts

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In the Year Two Thousand Thirteen  
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An Act to establish a vision care registry.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1           SECTION 1. Chapter 111 of the General Laws, as appearing in the 2010 Official Edition,  
2 is hereby amended by inserting after section 111C, the following new section:-

3           Section 111D. The department shall, subject to appropriation, establish a registry to  
4 record reports of failure to receive or pass the vision test required by section 57 of chapter 71 of  
5 the General Laws, and such information concerning these cases as it shall deem necessary and  
6 appropriate in order to monitor the results of eye examinations and to apply appropriate  
7 preventive and control measures, including monitoring treatment for vision impairment  
8 identified by such tests.

9           The commissioner shall require the reporting of any child who fails to receive or pass the  
10 vision test required in said section 57, and the submission of such specified additional  
11 information on reported cases or control populations as he deems necessary and appropriate for  
12 the recognition, prevention, or control of eye diseases or conditions, as well as the treatment  
13 received in each case.

14           The department shall, subject to appropriation, maintain comprehensive records of all  
15 reports submitted pursuant to this section. Such reports shall be confidential in accordance with  
16 section seventy of chapter 111, and shall be released by the department only upon written request  
17 of the patient, his guardian, executor, attorney, or other person designated in writing by said

18 patient. Such reports and records or information contained therein, may also be released by the  
19 department to persons authorized by the commissioner to conduct research studies or to other  
20 persons, but no such studies shall identify the subjects of said reports or records.

21 Nothing in this section shall be construed to compel any individual to submit to medical  
22 or department examination or supervision.

23 The department shall make such rules and regulations as are necessary to implement the  
24 provisions of this section pursuant to chapter thirty A.

25 SECTION 2. (a) The department shall establish a special commission on childhood  
26 vision screening and treatment to work in conjunction with the vision care registry to study the  
27 success of the vision test required by section 57 of chapter 71 in ensuring that all children receive  
28 eye examinations and appropriate preventive and control measures, including monitoring  
29 treatment for vision impairment identified by such tests. The commission shall consist of the  
30 commissioner of the department of public health or his designee, the commissioner of the  
31 department of elementary and secondary education or his designee, a member of the  
32 Massachusetts Vision Coalition, a member of the Massachusetts School Nurses Organization, a  
33 member of the Massachusetts Society of Optometrists, and a member of the Massachusetts  
34 Society of Eye Physicians and Surgeons, a member of the Massachusetts Association of  
35 Nonprofit Schools and Colleges. The commissioner of the department of public health or his  
36 designee shall chair the commission.

37 (b) The Commission on Childhood Vision Screening and Treatment shall review the  
38 commonwealth's success at screening and treating all of its school age children for vision  
39 impairments and eye disease, identify populations that do not receive screening, and explore the  
40 impacts of vision screening and treatment on the commonwealth educational outcomes. The  
41 commission shall:

42 (1) Review the success of public schools in meeting the vision screenings requirements  
43 in section 57 of chapter 71;

44 (2) The rate at which children diagnosed with vision impairments under section 57 of  
45 chapter 71 receive treatment for such impairments;

46 (3) The rate at which those schools that do not fall under the vision screening  
47 requirements in section 57 of chapter 71 receive testing and treatment;

48 (4) Identify childhood populations that do not receive vision screenings, either under  
49 chapter 71 or through some other health care provider; and

50 (5) Explore the impact of failing to receive vision screening and treatment with  
51 education outcomes.

(c) The Commission on Childhood Vision Screening and Treatment shall submit a report to the secretary of health and human services, the commissioner of the department of public health, the commissioner of the department of education, the clerks of the senate and house of representatives, the joint committee on health care financing, and the joint committee on public health no later than six months after its establishment that includes findings under subsection (b), recommendations and any suggested legislation. The report must include recommendations for:

(1) Ways to enhance the school-aged vision screening program in the commonwealth to ensure that all children receive vision screening; and

(2) Ways of coordinating school – based vision screening with the public and private health sectors so that children diagnosed with a vision impairment or potential vision impairment can receive treatment for these impairments

This Commission shall dissolve after submission of its report.

SECTION 3. Section 57 of chapter 71 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by inserting after the first paragraph the following:-

The committee, or the board of health in those municipalities where school health services are the responsibility of the board of health, shall submit an annual report to the Vision Registry in the Department of Public Health outlining the results of its vision screening performed under this chapter. The report shall include:

(a) the number of students needing vision screening;

(b) the number of these eligible students who received screening;

(c) the number of eligible students who did not receive screening; and

(d) the number of screened students found to have potential vision impairments.

SECTION 4. Section 57 of chapter 71 of the General Laws, as appearing in the 2010 Official Edition, is hereby amended by inserting in the first sentence of the second paragraph, after the word “written,” the words “or electronic,” and by inserting at the end of the sentence, the phrase, “and to the Vision Care Registry established pursuant to this act.”