

P.L. 1997, CHAPTER 47, *approved March 27, 1997*  
Assembly, No. 1609 (*First Reprint*)

1 AN ACT concerning public school pupils and amending  
2 N.J.S.18A:40-4.

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4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

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7 1. N.J.S.18A:40-4 is amended to read as follows:

8 18A:40-4. The medical inspector, or the nurse or licensed medical  
9 and health care personnel under the immediate direction of the medical  
10 inspector, shall examine every pupil to learn whether any physical  
11 defect exists, or in lieu thereof the medical inspector may accept the  
12 report of such an examination by a physician licensed to practice  
13 medicine and surgery within the State or by a nurse  
14 practitioner/clinical nurse specialist certified by the New Jersey Board  
15 of Nursing <sup>1</sup>[, and the] working in collaboration with a physician  
16 licensed to practice medicine and surgery within the State. If any  
17 deviations in health status are detected, the nurse practitioner/clinical  
18 nurse specialist shall refer the pupil to the collaborating physician.  
19 The<sup>1</sup> frequency and procedure of and selection of pupils for <sup>1</sup>[such]<sup>1</sup>  
20 examinations shall comply with the rules of the State board.  
21 Additionally a screening of hearing examination shall be conducted on  
22 each pupil during the school year pursuant to rules, regulations and  
23 standards established by the State Department of Education in  
24 consultation with the State Department of Health.

25 A pupil who presents a statement signed by his parents or guardian  
26 that such required examinations interfere with the free exercise of his  
27 religious beliefs shall be examined only to the extent necessary to  
28 determine whether he is ill or infected with a communicable disease or  
29 to determine his fitness to participate in any health, safety and physical  
30 education course required by law.

**EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.**

**Matter underlined thus is new matter.**

**Matter enclosed in superscript numerals has been adopted as follows:**

<sup>1</sup> Assembly AED committee amendments adopted October 7, 1996.

1       A health record of each pupil shall be kept, in which shall be  
2 entered the findings of each examination, and such record shall be the  
3 property of the board of education and shall be forwarded to any  
4 public school to which the pupil is transferred, if such school is  
5 known.

6 (cf: P.L.1979, c. 427, s.1)

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8       2. This act shall take effect immediately.

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13       Permits school to accept results of physical examination of pupils by  
14 a nurse practitioner/clinical nurse specialist.