

Amend CSHB 2292 by inserting the following SECTIONS, appropriately numbered, and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Subchapter A, Chapter 161, Health and Safety Code, is amended by adding Section 161.0045 to read as follows:

Sec. 161.0045. INFORMATION ON IMMUNIZATION OF CHILDREN; DUTIES OF HOSPITALS AND BIRTHING CENTERS. (a) Before a newborn child is discharged after birth from a birthing center licensed under Chapter 244 or a hospital, the birthing center or hospital shall provide to the child's parent, managing conservator, or guardian an informational pamphlet describing immunizations available to protect the child from disease. A physician or certified nurse-midwife that attends the birth of a child outside of a birthing center or hospital shall provide a pamphlet to the child's parent, managing conservator, or guardian as soon as practicable following the birth of the child. An employee or volunteer of the birthing center or hospital, the physician, the certified nurse-midwife, or an employee or volunteer on behalf of the physician or certified nurse-midwife shall personally deliver a pamphlet to the child's parent, managing conservator, or guardian.

(b) The department shall develop the informational pamphlet required by this section.

(c) The informational pamphlet must describe:

(1) the diseases for which the child may be immunized;
(2) the appropriate schedule for administration of the immunizations to the child;

(3) the reasons the immunizations would be beneficial for the child;

(4) the potential risks and contraindications of the immunizations;

(5) how to report a vaccine reaction to the federal Vaccine Adverse Event Reporting System;

(6) the National Vaccine Injury Compensation Program of the United States Department of Health and Human Services, contact information for the program, and the applicable statute of limitations for filing a claim under the program;

(7) any other information a parent, managing

conservator, or guardian needs to make an informed consent to the immunizations; and

(8) the immunization registry.

(d) The department shall distribute the informational pamphlet to hospitals having a maternity unit, birthing centers, physicians, and certified nurse-midwives.

(e) The Office of Early Childhood Coordination of the Health and Human Services Commission shall coordinate funding for the development, publication, and distribution of the informational pamphlet. The development, publication, and distribution of the pamphlet may be funded through means other than appropriations, which may include gifts and grants and sale of sponsorship or advertising.

(f) A hospital or birthing center may use an alternative pamphlet that provides basic immunization information.

SECTION _____. Section 531.285, Government Code, is amended by adding Subsection (d) to read as follows:

(d) The office shall coordinate funding for the development, publication, and distribution of the informational pamphlet relating to immunization of children as required by Section 161.0045, Health and Safety Code.

SECTION _____. Not later than January 1, 2004, the Texas Department of Health shall make available the informational pamphlet described by Section 161.0045, Health and Safety Code, as added by this Act. In developing the informational pamphlet, the department may consider material contained in informational pamphlets previously prepared by the department and may use information previously compiled and available to the department.