

1-1 By: Van de Putte S.B. No. 864
1-2 (In the Senate - Filed March 4, 2003; March 10, 2003, read
1-3 first time and referred to Committee on Health and Human Services;
1-4 April 9, 2003, reported favorably by the following vote: Yeas 7,
1-5 Nays 0; April 9, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the promotion of breast-feeding.

1-9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-10 SECTION 1. Subchapter A, Chapter 165, Health and Safety
1-11 Code, is amended by adding Section 165.0035 to read as follows:

1-12 Sec. 165.0035. PHYSICIAN DESIGNATION AS "BREAST-FEEDING
1-13 FRIENDLY." (a) A physician licensed to practice in this state may
1-14 use the designation "breast-feeding friendly" in promotional
1-15 materials if the physician develops a policy supporting
1-16 breast-feeding. The policy must require the physician to:

1-17 (1) provide breast-feeding training for the
1-18 physician's staff who provide health care services to patients;

1-19 (2) encourage pregnant women to breast-feed their
1-20 children after birth;

1-21 (3) provide breast-feeding information and materials
1-22 to pregnant women and mothers with infants;

1-23 (4) provide information on local breast-feeding
1-24 support groups to pregnant women and mothers with infants; and

1-25 (5) provide breast-feeding consultations to mothers
1-26 with infants and contact the mothers by telephone to provide
1-27 breast-feeding information and assistance.

1-28 (b) The physician must submit the physician's
1-29 breast-feeding policy to the department. The department shall
1-30 maintain a list of "breast-feeding friendly" physicians covered
1-31 under this section and shall make the list available for public
1-32 inspection at the department and on the Internet.

1-33 (c) The department shall publicize the program to all
1-34 obstetricians, pediatricians, family practice physicians, and
1-35 general practice physicians who are licensed in this state.

1-36 SECTION 2. The Texas Department of Health shall develop and
1-37 make available the list required by Section 165.0035, Health and
1-38 Safety Code, as added by this Act, not later than September 1, 2004.

1-39 SECTION 3. This Act takes effect September 1, 2003.

1-40 * * * * *