

Amend CSHB 790 (House Committee Report) as follows:

(1) On page 1, line 22, strike "and".

(2) On page 1, between lines 22 and 23, insert the following:

(2) determine the disorders to be studied under Subdivision (1) and ensure the study does not examine screening and services provided under Chapter 47; and

(3) On page 1, line 23, strike "(2)" and substitute "(3)".

(4) On page 2, strike lines 4 through 16 and substitute the following:

(a-1) Not later than October 1, 2005, the department shall review and study the National Newborn Screening and Genetics Resources Center's assessment of the screening program in this state. Based on the findings and recommendations in the assessment, the executive commissioner of the Health and Human Services Commission may adopt rules for the department to implement a newborn genetic screening program. In adopting rules for the newborn genetic screening program, the department and the executive commissioner:

(1) may seek input during the rulemaking process from individuals and groups with an interest or expertise in newborn screening;

(2) may use informal conferences or consultations to obtain opinions on the program as provided by Section 2001.031, Government Code; and

(3) must provide an opportunity for the individuals and groups described by Subdivision (1) to appear before the department before a notice of proposed rules is given as required by Section 2001.023, Government Code.

(a-2) This subsection and Subsection (a-1) expire January 1, 2007.

(b) In accordance with rules adopted by the executive commissioner of the Health and Human Services Commission, the department may implement a newborn genetic screening program.

(b-1) Not later than March 1, 2006, the department shall file with the governor's office a written report of the results and conclusions of the study conducted by the department under

Subsection (a). This subsection expires January 1, 2007.