

By: Pierson, Vaught, Dukes, Kent, Naishtat,  
et al.

H.B. No. 1795

A BILL TO BE ENTITLED

AN ACT

relating to newborn screening and the creation of the Newborn  
Screening Advisory Committee.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. This Act may be cited as "Greyson's Law" in  
memory of Greyson Morris.

SECTION 2. Section 33.011(a-1), Health and Safety Code, is  
amended to read as follows:

(a-1) Except as provided by this subsection and to ~~the~~ the  
extent funding is available for the screening, the department shall  
require newborn screening tests to screen for disorders listed in  
the core ~~[uniform]~~ panel and in the secondary targets of the uniform  
newborn screening panel ~~[conditions]~~ recommended in the 2005 report  
by the American College of Medical Genetics entitled "Newborn  
Screening: Toward a Uniform Screening Panel and System" or another  
report determined by the department to provide more stringent ~~[more~~  
~~appropriate]~~ newborn screening guidelines to protect the health and  
welfare of this state's newborns. The department, with the advice  
of the Newborn Screening Advisory Committee, may require additional  
newborn screening tests under this subsection to screen for other  
disorders or conditions. The department may exclude from the  
newborn screening tests required under this subsection screenings  
for galactose epimerase and galactokinase.

SECTION 3. Subchapter B, Chapter 33, Health and Safety

1 Code, is amended by adding Section 33.017 to read as follows:

2 Sec. 33.017. NEWBORN SCREENING ADVISORY COMMITTEE. (a)

3 The department shall establish the Newborn Screening Advisory  
4 Committee.

5 (b) The advisory committee consists of members appointed by  
6 the commissioner of state health services. The advisory committee  
7 must include the following members:

8 (1) health care providers;

9 (2) a hospital representative;

10 (3) persons who have family members affected by a  
11 condition for which newborn screening is or may be required under  
12 this subchapter; and

13 (4) persons who are involved in the delivery of  
14 newborn screening services, follow-up, or treatment in this state.

15 (c) The advisory committee shall advise the department  
16 regarding strategic planning, policy, rules, and services related  
17 to newborn screening and additional newborn screening tests.

18 (d) The advisory committee shall adopt bylaws governing the  
19 committee's operations.

20 (e) The advisory committee may appoint subcommittees.

21 (f) The advisory committee shall meet at least three times  
22 each year and at other times at the call of the commissioner of  
23 state health services.

24 (g) A member of the advisory committee is not entitled to  
25 compensation, but is entitled to reimbursement for travel or other  
26 expenses incurred by the member while conducting the business of  
27 the advisory committee, as provided by the General Appropriations

1 Act.

2 (h) The advisory committee is not subject to Chapter 2110,  
3 Government Code.

4 SECTION 4. (a) As soon as practicable after the effective  
5 date of this Act, the commissioner of state health services shall  
6 appoint members to the Newborn Screening Advisory Committee as  
7 required under Section 33.017, Health and Safety Code, as added by  
8 this Act.

9 (b) Notwithstanding Section 33.011, Health and Safety Code,  
10 as amended by this Act, a physician or person attending the delivery  
11 of a newborn child is not required to subject the child to the  
12 additional newborn screening tests required under Section  
13 33.011(a-1), Health and Safety Code, as amended by this Act, until  
14 January 1, 2010.

15 SECTION 5. This Act takes effect September 1, 2009.