

By: Gutierrez

H.B. No. 2621

A BILL TO BE ENTITLED

AN ACT

relating to requiring an assessment by health care providers of the risk of lead poisoning of certain children.

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

SECTION 1. Chapter 88, Health and Safety Code, is amended by adding Section 88.010 to read as follows:

Sec. 88.010. LEAD POISONING RISK ASSESSMENT. (a) In this section:

(1) "Department" means the Department of State Health Services.

(2) "Health care provider" means an individual or facility licensed, certified, or otherwise authorized to administer health care, for profit or otherwise, in the ordinary course of business or professional practice and includes a physician.

(b) The department shall collect comprehensive data regarding the risk of lead poisoning among children in this state.

(c) During an annual wellness exam a health care provider shall assess, using the department's risk assessment for lead exposure questionnaire, for lead poisoning a child who is younger than seven years of age and:

(1) whose medical costs are covered under the Medicaid program; or

(2) who lives in a targeted area designated by the

1 department as a high risk area for lead poisoning.

2 (d) A health care provider that conducts an assessment under  
3 Subsection (c) shall report the results of the assessment to the  
4 department on the form prescribed by the department.

5 (e) Not later than October 1, 2010, the department shall  
6 submit to the legislature a written report regarding the data  
7 collected under this section. The report must include an analysis  
8 of the risk of lead poisoning by geographical area.

9 (f) This section expires December 31, 2010.

10 SECTION 2. This Act takes effect September 1, 2009.