

By: Uresti

S.B. No. 1720

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

(a-1) Except as provided by this subsection and to [Te] 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 [~~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.

3 (a) 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 Subsection
13 (a-1), Section 33.011, Health and Safety Code, as amended by this
14 Act, until January 1, 2010.

15 SECTION 5. This Act does not make an appropriation. A
16 provision in this Act that creates a new governmental program,
17 creates a new entitlement, or imposes a new duty on a governmental
18 entity is not mandatory during a fiscal period for which the
19 legislature has not made a specific appropriation to implement the
20 provision.

21 SECTION 6. This Act takes effect September 1, 2009.