

SENATE AMENDMENTS

2nd Printing

By: Johnson, Guillen

H.B. No. 2574

A BILL TO BE ENTITLED

1 AN ACT

2 relating to increasing awareness of the danger of heatstroke for a
3 child left unattended in a motor vehicle.

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

5 SECTION 1. Section 161.501(a), Health and Safety Code, is
6 amended to read as follows:

7 (a) A hospital, birthing center, physician, nurse midwife,
8 or midwife who provides prenatal care to a pregnant woman during
9 gestation or at delivery of an infant shall:

10 (1) provide the woman and the father of the infant, if
11 possible, or another adult caregiver for the infant, with a
12 resource pamphlet that includes:

13 (A) a list of the names, addresses, and phone
14 numbers of professional organizations that provide postpartum
15 counseling and assistance to parents relating to postpartum
16 depression and other emotional trauma associated with pregnancy and
17 parenting;

18 (B) information regarding the prevention of
19 shaken baby syndrome including:

20 (i) techniques for coping with anger caused
21 by a crying baby;

22 (ii) different methods for preventing a
23 person from shaking a newborn, infant, or other young child;

24 (iii) the dangerous effects of shaking a

1 newborn, infant, or other young child; and

2 (iv) the symptoms of shaken baby syndrome
3 and who to contact, as recommended by the American Academy of
4 Pediatrics, if a parent suspects or knows that a baby has been
5 shaken in order to receive prompt medical treatment;

6 (C) a list of diseases for which a child is
7 required by state law to be immunized and the appropriate schedule
8 for the administration of those immunizations;

9 (D) the appropriate schedule for follow-up
10 procedures for newborn screening;

11 (E) information regarding sudden infant death
12 syndrome, including current recommendations for infant sleeping
13 conditions to lower the risk of sudden infant death syndrome; ~~and~~

14 (F) educational information in both English and
15 Spanish on pertussis disease and the availability of a vaccine to
16 protect against pertussis, including information on the Centers for
17 Disease Control and Prevention recommendation that parents receive
18 Tdap during the postpartum period to protect newborns from the
19 transmission of pertussis; and

20 (G) the danger of heatstroke for a child left
21 unattended in a motor vehicle;

22 (2) if the woman is a recipient of medical assistance
23 under Chapter 32, Human Resources Code, provide the woman and the
24 father of the infant, if possible, or another adult caregiver with a
25 resource guide that includes information in both English and
26 Spanish relating to the development, health, and safety of a child
27 from birth until age five, including information relating to:

1 (A) selecting and interacting with a primary
2 health care practitioner and establishing a "medical home" for the
3 child;

4 (B) dental care;

5 (C) effective parenting;

6 (D) child safety;

7 (E) the importance of reading to a child;

8 (F) expected developmental milestones;

9 (G) health care resources available in the state;

10 (H) selecting appropriate child care; and

11 (I) other resources available in the state;

12 (3) document in the woman's record that the woman
13 received the resource pamphlet described in Subdivision (1) and the
14 resource guide described in Subdivision (2), if applicable; and

15 (4) retain the documentation for at least five years
16 in the hospital's, birthing center's, physician's, nurse midwife's,
17 or midwife's records.

18 SECTION 2. (a) Not later than December 1, 2015, the
19 Department of State Health Services shall make the informational
20 materials required by Section 161.501(a)(1), Health and Safety
21 Code, as amended by this Act, available on its Internet website.

22 (b) Notwithstanding Section 161.501(a)(1)(G), Health and
23 Safety Code, as added by this Act, a facility is not required to
24 comply with that provision until January 1, 2016.

25 SECTION 3. This Act takes effect September 1, 2015.

ADOPTED

MAY 26 2015

Atty. Gen.
Secretary of the Senate

By: *Jose Rodriguez*

H.B. No. 2574

Substitute the following for H.B. No. 2574:

By: *Jose Rodriguez*

C.S. H.B. No. 2574

A BILL TO BE ENTITLED

1

AN ACT

2 relating to increasing awareness of the danger of heatstroke for a
3 child left unattended in a motor vehicle.

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

5 SECTION 1. Section 161.501(a), Health and Safety Code, as
6 amended by S.B. 219, Acts of the 84th Legislature, Regular Session,
7 2015, is amended to read as follows:

8 (a) A hospital, birthing center, physician, nurse midwife,
9 or midwife who provides prenatal care to a pregnant woman during
10 gestation or at delivery of an infant shall:

11 (1) provide the woman and the father of the infant, if
12 possible, or another adult caregiver for the infant, with a
13 resource pamphlet that includes:

14 (A) a list of the names, addresses, and phone
15 numbers of professional organizations that provide postpartum
16 counseling and assistance to parents relating to postpartum
17 depression and other emotional trauma associated with pregnancy and
18 parenting;

19 (B) information regarding the prevention of
20 shaken baby syndrome including:

21 (i) techniques for coping with anger caused
22 by a crying baby;

23 (ii) different methods for preventing a
24 person from shaking a newborn, infant, or other young child;

1 (iii) the dangerous effects of shaking a
2 newborn, infant, or other young child; and

3 (iv) the symptoms of shaken baby syndrome
4 and who to contact, as recommended by the American Academy of
5 Pediatrics, if a parent suspects or knows that a baby has been
6 shaken in order to receive prompt medical treatment;

7 (C) a list of diseases for which a child is
8 required by state law to be immunized and the appropriate schedule
9 for the administration of those immunizations;

10 (D) the appropriate schedule for follow-up
11 procedures for newborn screening;

12 (E) information regarding sudden infant death
13 syndrome, including current recommendations for infant sleeping
14 conditions to lower the risk of sudden infant death syndrome; ~~and~~

15 (F) educational information in both English and
16 Spanish on pertussis disease and the availability of a vaccine to
17 protect against pertussis, including information on the Centers for
18 Disease Control and Prevention recommendation that parents receive
19 Tdap during the postpartum period to protect newborns from the
20 transmission of pertussis; and

21 (G) the danger of heatstroke for a child left
22 unattended in a motor vehicle;

23 (2) if the woman is a recipient of medical assistance
24 under Chapter 32, Human Resources Code, provide the woman and the
25 father of the infant, if possible, or another adult caregiver with a
26 resource guide that includes information in both English and
27 Spanish relating to the development, health, and safety of a child

1 from birth until age five, including information relating to:

2 (A) selecting and interacting with a primary
3 health care practitioner and establishing a "medical home" for the
4 child;

5 (B) dental care;

6 (C) effective parenting;

7 (D) child safety;

8 (E) the importance of reading to a child;

9 (F) expected developmental milestones;

10 (G) health care resources available in the state;

11 (H) selecting appropriate child care; and

12 (I) other resources available in the state;

13 (3) document in the woman's record that the woman
14 received the resource pamphlet described in Subdivision (1) and the
15 resource guide described in Subdivision (2), if applicable; and

16 (4) retain the documentation for at least five years
17 in the hospital's, birthing center's, physician's, nurse midwife's,
18 or midwife's records.

19 SECTION 2. (a) Not later than December 1, 2015, the
20 Department of State Health Services shall make the informational
21 materials required by Section 161.501(a)(1), Health and Safety
22 Code, as amended by this Act, available on its Internet website.

23 (b) Notwithstanding Section 161.501(a)(1)(G), Health and
24 Safety Code, as added by this Act, a facility is not required to
25 comply with that provision until January 1, 2016.

26 SECTION 3. This Act takes effect September 1, 2015.

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

May 27, 2015

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB2574 by Johnson (Relating to increasing awareness of the danger of heatstroke for a child left unattended in a motor vehicle.), **As Passed 2nd House**

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code to require that resource materials currently distributed to parents by providers of childbirth services include information on the danger of heatstroke to a child left unattended in a vehicle. The Department of State Health Services (DSHS) would be required to make the materials available on its website. DSHS indicates that implementation of the bill by the Safe Riders Program at DSHS could be absorbed within current resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 537 State Health Services, Department of

LBB Staff: UP, SD, NB, AG, VJC, SS

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

May 21, 2015

TO: Honorable Charles Schwertner, Chair, Senate Committee on Health & Human Services

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB2574** by Johnson (Relating to increasing awareness of the danger of heatstroke for a child left unattended in a motor vehicle.), **Committee Report 2nd House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code to require that resource materials currently distributed to parents by providers of childbirth services include information on the danger of heatstroke to a child left unattended in a vehicle. The Department of State Health Services (DSHS) would be required to make the materials available on its website. DSHS indicates that implementation of the bill by the Safe Riders Program at DSHS could be absorbed within current resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 537 State Health Services, Department of

LBB Staff: UP, NB, AG, VJC, SS

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

May 18, 2015

TO: Honorable Charles Schwertner, Chair, Senate Committee on Health & Human Services

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB2574** by Johnson (Relating to increasing awareness of the danger of heatstroke for a child left unattended in a motor vehicle.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code to require that resource materials currently distributed to parents by providers of childbirth services include information on the danger of heatstroke to a child left unattended in a vehicle. The Department of State Health Services (DSHS) would be required to make the materials available on its website. DSHS indicates that implementation of the bill by the Safe Riders Program at DSHS could be absorbed within current resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 537 State Health Services, Department of

LBB Staff: UP, NB, AG, VJC, SS

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION
Revision 1

April 29, 2015

TO: Honorable Joseph Pickett, Chair, House Committee on Transportation

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB2574 by Johnson (Relating to increasing awareness of the danger of heatstroke for a child left unattended in a motor vehicle.), **Committee Report 1st House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code to require that resource materials currently distributed to parents by providers of childbirth services include information on the danger of heatstroke to a child left unattended in a vehicle. The Department of State Health Services (DSHS) would be required to make the materials available on its website. DSHS indicates that implementation of the bill by the Safe Riders Program at DSHS could be absorbed within current resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 537 State Health Services, Department of

LBB Staff: UP, AG, VJC, SS

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

April 14, 2015

TO: Honorable Joseph Pickett, Chair, House Committee on Transportation

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB2574 by Johnson (Relating to informational materials on the danger of leaving a child in a hot motor vehicle.), **Committee Report 1st House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code to require that the Department of State Health Services (DSHS) develop informational materials on the dangers of unattended children in closed vehicles in hot or sunny weather. DSHS would also be required to make the materials available on its website. The bill would also require a facility that provides childbirth services to provide a copy of the materials to a parent/guardian of each infant born at the facility. DSHS indicates that implementation of the bill by the Safe Riders Program at DSHS could be absorbed within current resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 537 State Health Services, Department of

LBB Staff: UP, AG, VJC, SS

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

March 30, 2015

TO: Honorable Joseph Pickett, Chair, House Committee on Transportation

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB2574** by Johnson (Relating to increasing awareness of the danger of leaving a child in a hot motor vehicle.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code to require that the Department of State Health Services (DSHS) develop informational materials on the dangers of unattended children in closed vehicles in hot or sunny weather. DSHS would also be required to make the materials available on its website. The bill would also require a facility that provides childbirth services to provide a copy of the materials to a parent/guardian of each infant born at the facility. DSHS indicates that implementation of the bill by the Safe Riders Program at DSHS could be absorbed within current resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 537 State Health Services, Department of

LBB Staff: UP, AG, VJC, SS