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17 MAY 17 PM 12:00

HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO._____ BY: Oliverson

1 Amend C.S.S.B. No. 11 (house committee printing) as follows:
2 (1) On page 13, lines 18 and 19, strike "is examined and
3 receives a mental health screening conducted by" and substitute
4 "receives an initial medical examination and a mental health
5 screening from".
6 (2) On page 13, following line 27, insert the following:
7 (c) Notwithstanding Subsection (b), the department shall
8 ensure that any child that enters the conservatorship of the
9 department receives any necessary emergency medical care as soon as
10 possible.
11 (d) A physician or other health care provider conducting an
12 examination under Subsection (b) may not administer a vaccination
13 as part of the examination, except that a physician or other health
14 care provider may administer a tetanus vaccination to a child in a
15 commercially available preparation if the physician or other health
16 care provider determines that an emergency circumstance requires
17 the administration of the vaccination. The prohibition on the
18 administration of a vaccination under this subsection does not
19 apply after the department has been named managing conservator of
20 the child after a hearing under Section 262.106 or 262.201.
21 (3) On page 14, line 1, strike "(c)" and substitute "(e)".
22 (4) On page 14, line 5, strike "(d)" and substitute "(f)".
23 (5) On page 14, line 6, strike "relevant medical
24 practitioners" and substitute "selected physicians and other
25 health care providers authorized under state law to conduct medical
26 examinations".
27 (6) On page 14, line 9, following "screening.", insert the
28 following:
29 The guidelines developed under this subsection must provide

1 assistance and guidance regarding:

2 (1) assessing a child for:

3 (A) signs and symptoms of child abuse and

4 neglect;

5 (B) the presence of acute or chronic illness; and

6 (C) signs of acute or severe mental health

7 conditions;

8 (2) monitoring the adjustment of a child to the

9 conservatorship of the department;

10 (3) ensuring a child has necessary medical equipment

11 and any medication prescribed to the child or needed by the child;

12 and

13 (4) providing appropriate support and education to a

14 child's caregivers.

15 (7) On page 14, between lines 9 and 10, insert the

16 following:

17 (g) Notwithstanding any other law, the guidelines developed

18 under Subsection (f) do not create a standard of care for a

19 physician or other health care provider authorized under state law

20 to conduct medical examinations, and a physician or other health

21 care provider may not be subject to criminal, civil, or

22 administrative penalty or civil liability for failure to adhere to

23 the guidelines.

24 (8) On page 14, line 10, strike "(e)" and substitute "(h)".