



BY: *[Handwritten Signature]*
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FLOOR AMENDMENT NO. _____

1 Amend C.S.H.B. No. 1672 (House Committee Report) as
2 follows:

3 (1) On page 1, strike lines 7 through 18, and substitute
4 the following:

5 Sec. 33.0111. DISCLOSURE. (a) The department shall develop
6 a disclosure statement that clearly discloses to the parent,
7 managing conservator, or guardian of a newborn child subjected
8 to screening tests under Section 33.011:

9 (1) that the department or a laboratory established or
10 approved by the department under Section 33.016 may retain for
11 use by the department or laboratory genetic material used to
12 conduct the newborn screening tests and discloses how the
13 material is managed; and

14 (2) that the parent, managing conservator, or
15 guardian may limit the use of the genetic material by providing
16 to the department in accordance with Section 33.0112 a written
17 statement prohibiting the department or laboratory from
18 retaining the genetic material.

19 (2) On page 1, between lines 18 and 19, insert the
20 following:

21 (b) The disclosure statement required by Subsection (a)
22 must be included on the form developed by the department to
23 inform parents about newborn screening. The disclosure
24 statement must:

25 (1) be on a separate sheet of the form; and

26 (2) be presented together with the written statement
27 described by Subsection (a)(2) in a format that allows a parent,
28 managing conservator, or guardian of a newborn child to either:

29 (A) sign, detach, and mail a portion of the form
30 to the department to require the department or laboratory to

1 destroy the genetic material on completion of the newborn
2 screening tests; or

3 (B) check a box and sign next to the box on the
4 form a statement indicating the parent, managing conservator, or
5 guardian is requiring the department or laboratory to destroy
6 the genetic material on completion of the newborn screening
7 tests;

8 (3) include instructions on how to complete the
9 portions of the form described by Subdivisions (2)(A) and (B);

10 (4) include the department's mailing address; and

11 (5) be made available to a parent, managing
12 conservator, or guardian of a newborn child through alternative
13 sources.

14 (3) On page 1, line 19, strike "(b)" and substitute "(c)".

15 (4) On page 2, between lines 1 and 2, insert the following:

16 (d) The department shall establish procedures for a
17 physician attending a newborn child or the person attending the
18 delivery of a newborn child to provide verification to the
19 department that the physician or person has provided the parent,
20 managing conservator, or guardian of the newborn child the
21 disclosure required under this section.

22 (5) On page 2, line 4, between "department a" and
23 "written", insert "signed".

24 (6) On page 2, line 7, after the period, insert the
25 following:

26 A parent, managing conservator, or guardian may file the
27 written statement on a form provided by the department.

28 (7) On page 4, between lines 11 and 12, insert the
29 following:

30 SECTION 3. (a) The speaker of the house of representatives
31 shall charge a committee of members selected by the speaker or a

1 house standing committee to conduct an interim study on newborn
2 screening in this state.

3 (b) The committee designated under Subsection (a) of this
4 section shall:

5 (1) study the timeframe and procedures for the
6 disclosure required by Chapter 33, Health and Safety Code, to
7 the parent, managing conservator, or guardian of a newborn
8 child;

9 (2) analyze whether procedures should be developed by
10 the Department of State Health Services to provide confirmation
11 to a parent, managing conservator, or guardian of a newborn
12 child that a stored specimen has been destroyed as required by a
13 written statement submitted by the parent, managing conservator,
14 or guardian; and

15 (3) study standardization of the disclosure process
16 for health care facilities in this state.

17 (c) Not later than December 15, 2010, the committee
18 designated under Subsection (a) of this section, shall file a
19 report on the results of the interim study conducted under this
20 section with both houses of the legislature.

21 (8) On page 4, line 15, strike "may" and substitute
22 "shall".

23 (9) Renumber remaining SECTIONS of the bill accordingly.