

1-1 By: Oliverson, et al. (Senate Sponsor - Huffines) H.B. No. 1076
 1-2 (In the Senate - Received from the House May 3, 2017;
 1-3 May 4, 2017, read first time and referred to Committee on Health &
 1-4 Human Services; May 16, 2017, reported favorably by the following
 1-5 vote: Yeas 9, Nays 0; May 16, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the mandatory spinal screening of public and private
 1-20 school students.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 37.001, Health and Safety Code, is
 1-23 amended by amending Subsection (b) and adding Subsection (b-1) to
 1-24 read as follows:

1-25 (b) The executive commissioner, in cooperation with the
 1-26 Texas Education Agency, shall adopt rules for the mandatory spinal
 1-27 screening of children [~~in grades 6 and 9~~] attending public or
 1-28 private schools. In adopting rules under this subsection, the
 1-29 executive commissioner shall consider the most recent nationally
 1-30 accepted and peer-reviewed scientific research in determining the
 1-31 appropriate ages for conducting the spinal screening. The
 1-32 department shall coordinate the spinal screening program with any
 1-33 other screening program conducted by the department on those
 1-34 children.

1-35 (b-1) The executive commissioner, in cooperation with the
 1-36 Texas Education Agency, by rule shall develop a process to notify a
 1-37 parent, managing conservator, or guardian of:

1-38 (1) the screening requirement;

1-39 (2) the purposes of and reasons for the screening
 1-40 requirement, including prevention of painful scoliosis correction
 1-41 surgery and medical risks to the child if screening is declined;

1-42 (3) the noninvasive nature of the method used to
 1-43 conduct the screening; and

1-44 (4) the method for declining to comply with the
 1-45 screening requirement through the use of an exemption described by
 1-46 Section 37.002(b).

1-47 SECTION 2. (a) The executive commissioner of the Health and
 1-48 Human Services Commission shall adopt rules under Section 37.001,
 1-49 Health and Safety Code, as amended by this Act, not later than
 1-50 January 1, 2018.

1-51 (b) This Act applies beginning with the 2018-2019 school
 1-52 year.

1-53 SECTION 3. This Act takes effect September 1, 2017.

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