

By: Villarreal

H.B. No. 1240

A BILL TO BE ENTITLED

1 AN ACT
2 relating to information required to be provided to parents of an
3 infant.

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

5 SECTION 1. Sections 161.501 and 161.502, Health and Safety
6 Code, are amended to read as follows:

7 Sec. 161.501. RESOURCE PAMPHLET AND RESOURCE GUIDE PROVIDED
8 TO PARENTS OF NEWBORN CHILDREN. (a) A hospital, birthing center,
9 physician, nurse midwife, or midwife who provides prenatal care to
10 a pregnant woman during 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; and

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

12 (2) provide the woman and the father of the infant, if
13 possible, or another adult caregiver with a resource guide that
14 includes information in both English and Spanish relating to the
15 development, health, and safety of a child from birth until age
16 five, including information relating to:

17 (A) selecting and interacting with a primary
18 health care practitioner and establishing a "medical home" for the
19 child;

20 (B) dental care;

21 (C) effective parenting;

22 (D) child safety;

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

24 (F) expected developmental milestones;

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

26 (H) selecting appropriate child care; and

27 (I) other resources available in the state;

1 (3) document in the woman's record that the woman
2 received the information described in Subdivisions [~~Subdivision~~]
3 (1) and (2); and

4 (4) [~~(3)~~] retain the documentation for at least five
5 years in the hospital's, birthing center's, physician's, nurse
6 midwife's, or midwife's records.

7 (b) A hospital, birthing center, physician, nurse midwife,
8 or midwife:

9 (1) may use the pamphlet provided on the department's
10 website or an alternative pamphlet that provides the information
11 required by Subsection (a)(1); and

12 (2) may use the resource guide provided on the
13 department's website or an alternative guide that provides the
14 information required by Subsection (a)(2) [~~this section~~].

15 (c) The department may make available online and distribute
16 an existing publication created by another health and human
17 services agency as the resource guide required by Subsection
18 (a)(2).

19 Sec. 161.502. DUTIES OF DEPARTMENT. (a) The department
20 shall:

21 (1) establish guidelines for the provision of the
22 information required by Section 161.501;

23 (2) make available on the department's website:

24 (A) a printable version of the pamphlet required
25 by Section 161.501(a)(1) [~~161.501~~]; and

26 (B) a printable version of the resource guide
27 required by Section 161.501(a)(2);

1 (3) update the list of resources and required
2 immunizations in the pamphlet required under Subdivision (2)(A)
3 [~~(2)~~] quarterly;

4 (4) make the pamphlet and resource guide required by
5 Section 161.501 available for distribution to hospitals,
6 physicians, birthing centers, nurse midwives, and midwives; and

7 (5) coordinate funding for the development,
8 publication, and distribution of the informational pamphlet and
9 resource guide with other health and human services agencies, and
10 solicit funding for the department's duties under this subchapter
11 through means other than appropriations, such as gifts, grants, and
12 sales of sponsorship or advertising.

13 (b) The department may include additional information in
14 the pamphlet or resource guide as appropriate for parents of
15 newborns.

16 SECTION 2. This Act takes effect September 1, 2009.