

1 AN ACT

2 relating to information regarding pertussis for parents of newborn
3 children.

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; ~~and~~

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 recommendation that parents receive Tdap during the
18 postpartum period to protect newborns from the transmission of
19 pertussis;

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

26 (A) selecting and interacting with a primary
27 health care practitioner and establishing a "medical home" for the

1 child;

2 (B) dental care;

3 (C) effective parenting;

4 (D) child safety;

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

6 (F) expected developmental milestones;

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

8 (H) selecting appropriate child care; and

9 (I) other resources available in the state;

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

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

16 SECTION 2. This Act takes effect immediately if it receives
17 a vote of two-thirds of all the members elected to each house, as
18 provided by Section 39, Article III, Texas Constitution. If this
19 Act does not receive the vote necessary for immediate effect, this
20 Act takes effect September 1, 2011.

David Dewhurst
President of the Senate

Joe Straus
Speaker of the House

I certify that H.B. No. 3336 was passed by the House on April 21, 2011, by the following vote: Yeas 146, Nays 2, 1 present, not voting.

Robert Haney
Chief Clerk of the House

I certify that H.B. No. 3336 was passed by the Senate on May 24, 2011, by the following vote: Yeas 31, Nays 0.

Betsy Saw
Secretary of the Senate

APPROVED: 17 JUN '11

Date

RICK PERRY
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:00 PM O'CLOCK

JUN 17 2011
Debra Ralab
Secretary of State