

By: Representatives Holland, Dedeaux, Scott
(80th)

To: Public Health and
Welfare; Appropriations

COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 717

1 AN ACT TO AMEND SECTION 41-21-201, MISSISSIPPI CODE OF 1972,
2 TO PROVIDE THAT, IN ADDITION TO THE NAMED CONDITIONS COVERED IN
3 THE COMPREHENSIVE NEWBORN SCREENING PROGRAM, THE PROGRAM SHALL
4 INCLUDE SUCH OTHER CONDITIONS AS SPECIFIED BY THE STATE BOARD OF
5 HEALTH, UPON THE ADVICE AND RECOMMENDATIONS OF A GENETICS ADVISORY
6 COMMITTEE; TO REQUIRE THE STATE DEPARTMENT OF HEALTH TO MAINTAIN A
7 LIST OF EACH OF THE CONDITIONS INCLUDED IN THE NEWBORN SCREENING
8 PROGRAM, WHICH SHALL BE MADE AVAILABLE TO PHYSICIANS AND OTHER
9 HEALTH CARE PROVIDERS WHO ARE REQUIRED TO PROVIDE FOR THE TESTING
10 OF NEWBORN INFANTS; TO AMEND SECTION 41-21-203, MISSISSIPPI CODE
11 OF 1972, TO REQUIRE THE PHYSICIAN OR OTHER HEALTH CARE PROVIDER
12 ATTENDING A NEWBORN INFANT TO SCREEN THE INFANT, USING
13 BOARD-APPROVED TESTS, TO DETECT THE NAMED CONDITIONS AND THE OTHER
14 CONDITIONS SPECIFIED BY THE BOARD OF HEALTH FOR THE NEWBORN
15 SCREENING PROGRAM; TO PROVIDE THAT THE TESTS PROVIDED UNDER THE
16 NEWBORN SCREENING PROGRAM MUST BE EVALUATED IN LABORATORIES
17 LOCATED IN THE UNITED STATES; TO DELETE THE REQUIREMENT FOR HEALTH
18 CARE PROVIDERS TO NOTIFY PREGNANT WOMEN AND PARENTS OF NEWBORNS
19 THAT ADDITIONAL NEWBORN SCREENING TESTS ARE AVAILABLE; TO REQUIRE
20 THE DEPARTMENT OF HEALTH TO PROVIDE ONGOING SURVEILLANCE OF THE
21 NEWBORN SCREENING PROGRAM TO DETERMINE ITS EFFICACY AND COST
22 EFFECTIVENESS; AND FOR RELATED PURPOSES.

23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

24 **SECTION 1.** This act shall be known and may be cited as the
25 "Ben Haygood Comprehensive Newborn Screening Program."

26 **SECTION 2.** Section 41-21-201, Mississippi Code of 1972, is
27 amended as follows:

28 41-21-201. (1) The State Department of Health shall
29 establish, maintain and carry out a comprehensive newborn
30 screening program designed to detect hypothyroidism,
31 phenylketonuria (PKU), hemoglobinopathy, congenital adrenal
32 hyperplasia (CAH), galactosemia, and such other conditions as
33 specified by the State Board of Health and as recommended by the
34 American Academy of Pediatrics. The State Board of Health shall
35 adopt any rules and regulations necessary to accomplish the
36 program.



37 (2) The State Board of Health shall determine and specify
38 the conditions that will be included in the comprehensive newborn
39 screening program in addition to those conditions named in
40 subsection (1) of this section, upon the advice and
41 recommendations of a genetics advisory committee and in accordance
42 with the recommendations of the American Academy of Pediatrics.
43 The advisory committee shall be appointed by the Executive
44 Director of the State Department of Health, and shall include at
45 least two (2) pediatricians representing the Mississippi Chapter
46 of the American Academy of Pediatrics. The State Department of
47 Health shall maintain a list of each of the conditions included in
48 the comprehensive newborn screening program, which shall be made
49 available to physicians and other health care providers who are
50 required to provide for newborn screening testing under Section
51 41-21-203.

52 (3) * * * The State Department of Health shall develop
53 information materials about newborn screening tests that are
54 available, which may be used by physicians and other health care
55 providers to inform pregnant women and parents * * *.

56 **SECTION 3.** Section 41-21-203, Mississippi Code of 1972, is
57 amended as follows:

58 41-21-203. (1) All newborn infants shall be screened by the
59 physician or other health care provider attending the infant,
60 using tests that have been approved by the State Board of Health,
61 to detect those conditions listed in Section 41-21-201 and the
62 other conditions specified by the State Board of Health for the
63 comprehensive newborn screening program. However, no such tests
64 shall be given to any child whose parents object thereto on the
65 grounds that the test conflicts with his religious practices or
66 tenets. The tests provided under the comprehensive newborn
67 screening program shall be evaluated in laboratories located in
68 the United States. The State Department of Health shall follow up
69 all positive tests with the attending physician or other health



70 care provider who notified the department thereof, and with the
71 parents of the newborn child * * *. The services and facilities
72 of the State Department of Health and those of other state boards,
73 departments and agencies cooperating with the State Department of
74 Health in carrying out the comprehensive newborn screening program
75 shall be made available to all newborn infants with abnormal
76 screening tests.

77 (2) The State Department of Health shall provide ongoing
78 epidemiologic surveillance of the comprehensive newborn screening
79 program to determine the efficacy and cost effectiveness of
80 screening newborn infants.

81 **SECTION 4.** This act shall take effect and be in force from
82 and after October 1, 2002.

