

FIRST REGULAR SESSION

[PERFECTED]

HOUSE BILL NO. 716

95TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES TODD (Sponsor), CASEY, ROORDA, COOPER, RUCKER, SCAVUZZO, KUESSNER, SCHLOTTACH, QUINN, WILSON (119), SCHARNHORST, WRIGHT, STREAM, SCHOEMEHL, KRATKY, SCHUPP, KIRKTON, SHIVELY, SCHIEFFER, HODGES, WALTON GRAY, PACE, CALLOWAY, STILL, SANDER, WITTE, HARRIS, OXFORD, WILDBERGER, McGHEE, ATKINS, KANDER, NORR, YAEGER, MEINERS, CARTER, MEADOWS AND BROWN (73) (Co-sponsors).

1522L.02P

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 191, RSMo, by adding thereto one new section relating to newborn screenings.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 191, RSMo, is amended by adding thereto one new section, to be known as section 191.333, to read as follows:

191.333. 1. This section shall be known and may be cited as the "Brady Alan Cunningham Newborn Screening Act".

2. By July 1, 2012, the department of health and senior services shall expand the newborn screening requirements in section 191.331 to include the following lysosomal storage diseases: Krabbe disease, Pompe disease, Gaucher disease, Niemann-Pick disease, and Fabry disease. The department may by rule screen for additional lysosomal storage disorders when the following occurs:

(1) The registration of the necessary reagents with the federal Food and Drug Administration;

(2) The availability of the necessary reagents from the Centers for Disease Control and Prevention;

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

12 (3) The availability of quality assurance testing methodology for such processes;
13 and

14 (4) The acquisition and installment by the department of equipment necessary to
15 implement the expanded screening tests.

16 3. The department may promulgate rules to implement the provisions of this
17 section. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo,
18 that is created under the authority delegated in this section shall become effective only if
19 it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if
20 applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable
21 and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo,
22 to review, to delay the effective date, or to disapprove and annul a rule are subsequently
23 held unconstitutional, then the grant of rulemaking authority and any rule proposed or
24 adopted after August 28, 2009, shall be invalid and void.

25 4. The department may increase the fee authorized in subsection 6 of section
26 191.331 to cover the additional cost of the expanded newborn screening test required in
27 this section.

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