



February 18, 2011

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## SENATE BILL No. 552

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DIGEST OF SB 552 (Updated February 16, 2011 1:51 pm - DI 104)

**Citations Affected:** IC 16-41; noncode.

**Synopsis:** Pulse oximetry screening of newborns. Requires that, beginning January 1, 2012, infants must be given a pulse oximetry screening examination to detect for low oxygen levels. Requires the state department of health to: (1) develop procedures and protocols for the testing; and (2) report to the legislative council not later than October 31, 2011, certain information concerning pulse oximetry screening of newborns.

**Effective:** July 1, 2011.

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### Waltz, Grooms

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January 20, 2011, read first time and referred to Committee on Health and Provider Services.  
February 17, 2011, amended, reported favorably — Do Pass.

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SB 552—LS 6572/DI 77+



February 18, 2011

First Regular Session 117th General Assembly (2011)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2010 Regular Session of the General Assembly.

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## SENATE BILL No. 552

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A BILL FOR AN ACT to amend the Indiana Code concerning health.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 16-41-17-2 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 2. (a) Subject to  
3 subsection ~~(c)~~, **(d)**, every infant shall be given examinations at the  
4 earliest feasible time for the detection of the following disorders:  
5 (1) Phenylketonuria.  
6 (2) Hypothyroidism.  
7 (3) Hemoglobinopathies, including sickle cell anemia.  
8 (4) Galactosemia.  
9 (5) Maple Syrup urine disease.  
10 (6) Homocystinuria.  
11 (7) Inborn errors of metabolism that result in mental retardation  
12 and that are designated by the state department.  
13 (8) Congenital adrenal hyperplasia.  
14 (9) Biotinidase deficiency.  
15 (10) Disorders detected by tandem mass spectrometry or other  
16 technologies with the same or greater detection capabilities as  
17 tandem mass spectrometry, if the state department determines that

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1 the technology is available for use by a designated laboratory  
 2 under section 7 of this chapter.  
 3 (b) Subject to subsection ~~(c)~~, (d), every infant shall be given a  
 4 physiologic hearing screening examination at the earliest feasible time  
 5 for the detection of hearing impairments.  
 6 (c) **Beginning January 1, 2012, and subject to subsection (d),**  
 7 **every infant shall be given a pulse oximetry screening examination**  
 8 **at the earliest feasible time for the detection of low oxygen levels.**  
 9 **Section 10(a)(2) of this chapter does not apply to this subsection.**  
 10 **Funds from the newborn screening fund established in section 11**  
 11 **of this chapter may not be used to carry out this section.**  
 12 ~~(c)~~ (d) If a parent of an infant objects in writing, for reasons  
 13 pertaining to religious beliefs only, the infant is exempt from the  
 14 examinations required by this chapter.  
 15 SECTION 2. [EFFECTIVE JULY 1, 2011] (a) **The state**  
 16 **department of health shall do the following:**  
 17 (1) **Develop procedures and protocols for the implementation**  
 18 **of IC 16-41-17-2(c), as amended by this act.**  
 19 (2) **Report, not later than October 31, 2011, to the legislative**  
 20 **council created by IC 2-5-1.1-1 the following information**  
 21 **concerning pulse oximetry screening of newborns required by**  
 22 **IC 16-41-17-2(c), as amended by this act:**  
 23 (A) **The costs of implementing IC 16-41-17-2(c), as**  
 24 **amended by this act.**  
 25 (B) **The identification of any funding sources available to**  
 26 **the state department for the screening.**  
 27 (C) **The procedures and protocols developed under**  
 28 **subdivision (1).**  
 29 **The report under subdivision (2) must be in an electronic format**  
 30 **under IC 5-14-6.**  
 31 (b) **This SECTION expires December 31, 2011.**

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COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 552, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, line 6, delete "Subject" and insert "**Beginning January 1, 2012, and subject**".

Page 2, line 7, delete "twenty-four (24) hours after birth".

Page 2, line 8, after "levels." insert "**Section 10(a)(2) of this chapter does not apply to this subsection. Funds from the newborn screening fund established in section 11 of this chapter may not be used to carry out this section.**".

Page 2, after line 11, begin a new paragraph and insert:

"SECTION 2. [EFFECTIVE JULY 1, 2011] (a) **The state department of health shall do the following:**

(1) **Develop procedures and protocols for the implementation of IC 16-41-17-2(c), as amended by this act.**

(2) **Report, not later than October 31, 2011, to the legislative council created by IC 2-5-1.1-1 the following information concerning pulse oximetry screening of newborns required by IC 16-41-17-2(c), as amended by this act:**

(A) **The costs of implementing IC 16-41-17-2(c), as amended by this act.**

(B) **The identification of any funding sources available to the state department for the screening.**

(C) **The procedures and protocols developed under subdivision (1).**

**The report under subdivision (2) must be in an electronic format under IC 5-14-6.**

**(b) This SECTION expires December 31, 2011."**

and when so amended that said bill do pass.

(Reference is to SB 552 as introduced.)

MILLER, Chairperson

Committee Vote: Yeas 10, Nays 0.

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