

SESSION OF 2021

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2250

As Recommended by House Committee on
Social Services Budget

Brief*

HB 2250 would update statutes related to newborn screening and designate those statutes as the Newborn Screening Act (Act). The bill would also establish the Universal Newborn Screening Program (UNSP) within the Act.

The bill would also make technical changes.

***Newborn Screening Act—Amendments; Program
Creation***

The bill would update provisions related to the Act as follows:

- Establish an advance universal newborn screening program (UNSP) to be administered by the Secretary of Health and Environment (Secretary);
- Remove the list of conditions included in the Act and grant the Secretary the authority to determine the conditions to be included in the UNSP. The bill would require the Secretary determine the conditions included in the UNSP, including, but not limited to, conditions listed in the recommended uniform screening panel recommended by the U.S. Secretary of Health and Human Services;

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

- Clarify the stated purpose for maintaining a registry of cases to specify the registry will maintain information of importance including follow-up to support early diagnosis, treatment and services for healthy development, or the prevention of disability or morbidity;
- Remove guidelines for the reimbursement and purchase of medically necessary food treatment products for all purchasers, including the Kansas Department of Health and Environment (KDHE), and add language that purchasers will be reimbursed in accordance with rules and regulations adopted by the Secretary; and
- Increase the amount available for transfer from the Medical Assistance Fee Fund to the Kansas Newborn Screening Fund from a maximum of \$2.5 million to a maximum of \$5.0 million in any one fiscal year.

The bill would be in effect upon publication in the *Kansas Register*.

Background

The bill was introduced by the House Committee on Appropriations at the request of Representative Will Carpenter and referred to the House Committee on Social Services Budget.

House Committee on Social Services Budget

In the House Committee hearing, representatives of the American Academy of Pediatrics; Bureau of Family Health, KDHE; and the Newborn Screening Advisory Board, and two parent advocates, provided **proponent** testimony. Proponents stated allowing increased resources to the newborn screening program would provide greater

opportunity to identify and treat the selected conditions, leading to better outcomes for children.

Written-only **proponent** testimony was provided by representatives of Children's Mercy Hospital, Kansas Action for Children, Kansas Children's Cabinet, and Kansas Hospital Association.

No other testimony was provided.

Fiscal Information

According to the fiscal note prepared by the Division of the Budget on the bill, KDHE indicates transfers to the Kansas Newborn Screening Fund are based on actual expenditures and increasing the transfer limit would not result in immediate increases to expenditures equal to the new cap. Because most of the Medical Assistance Fee Fund is used for KDHE expenditures under the Human Services Caseload process, the increased transfer from the Medical Assistance Fee Fund to the Kansas Newborn Screening Fund could require an increase of up to \$2.5 million from the State General Fund for caseload expenditures. Any fiscal effect associated with the bill is not reflected in *The FY 2022 Governor's Budget Report*.

Newborn Screening Act; Department of Health and Environment: screening; rules and regulations