

Senate File 51 - Reprinted

SENATE FILE 51

BY ZAUN

(As Amended and Passed by the Senate March 22, 2017)

A BILL FOR

1 An Act relating to a cytomegalovirus public health initiative
2 and the testing of newborns for congenital cytomegalovirus.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 136A.5B Cytomegalovirus public
2 health initiative.

3 1. In accordance with the duties prescribed in section
4 136A.3, the center for congenital and inherited disorders
5 shall collaborate with state and local health agencies
6 and other public and private organizations to develop and
7 publish or approve and publish informational materials to
8 educate and raise awareness of cytomegalovirus and congenital
9 cytomegalovirus among women who may become pregnant, expectant
10 parents, parents of infants, attending health care providers,
11 and others, as appropriate. The materials shall include
12 information regarding all of the following:

- 13 a. The incidence of cytomegalovirus and congenital
14 cytomegalovirus.
- 15 b. The transmission of cytomegalovirus to a pregnant woman
16 or a woman who may become pregnant.
- 17 c. Birth defects caused by congenital cytomegalovirus.
- 18 d. Methods of diagnosing congenital cytomegalovirus.
- 19 e. Available preventive measures to avoid cytomegalovirus
20 infection by women who are pregnant or who may become pregnant.
- 21 f. Early interventions, treatment, and services available
22 for children diagnosed with congenital cytomegalovirus.

23 2. An attending health care provider shall provide to a
24 pregnant woman during the first trimester of the pregnancy the
25 informational materials published under this subsection. The
26 center for congenital and inherited disorders shall make the
27 informational materials available to attending health care
28 providers upon request.

29 3. The department shall publish the informational
30 materials on its internet site and shall specifically make the
31 informational materials available electronically to child care
32 facilities and child care homes as defined in section 237A.1,
33 school nurses, hospitals, attending health care providers, and
34 other health care providers offering care to pregnant women and
35 infants.

1 Sec. 2. Section 135.131, Code 2017, is amended by adding the
2 following new subsection:

3 NEW SUBSECTION. 8A. *a.* If the results of the newborn
4 hearing screening performed under this section demonstrate that
5 the newborn has hearing loss, the birthing hospital, birth
6 center, physician, or other health care professional required
7 to ensure that the hearing screening is performed on the
8 newborn under this section, shall do all of the following:

9 (1) Test the newborn or ensure that the newborn is tested
10 for congenital cytomegalovirus before the newborn is twenty-one
11 days of age.

12 (2) Provide information to the parent of the newborn
13 including information regarding the birth defects caused by
14 congenital cytomegalovirus and early intervention and treatment
15 resources and services available for children diagnosed with
16 congenital cytomegalovirus.

17 *b.* This subsection shall not apply if the parent objects to
18 the testing. If a parent objects to the testing, the birthing
19 hospital, birth center, physician, or other health care
20 professional required to test or to ensure that the newborn is
21 tested for congenital cytomegalovirus under this subsection
22 shall obtain a written refusal from the parent, shall document
23 the refusal in the newborn's or infant's medical record, and
24 shall report the refusal to the department in the manner
25 prescribed by rule of the department.