

1 AN ACT concerning health.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Hearing Screening for Newborns Act is
5 amended by changing Sections 1, 5, 10, 15, and 30 and adding
6 Sections 2 and 23 as follows:

7 (410 ILCS 213/1)

8 Sec. 1. Short title. This Act may be cited as the Early
9 Hearing Detection and Intervention Act ~~Hearing Screening for~~
10 ~~Newborns Act.~~

11 (Source: P.A. 91-67, eff. 7-9-99.)

12 (410 ILCS 213/2 new)

13 Sec. 2. Definitions. As used in this Act:

14 "Department" means the Department of Public Health.

15 "Medical care facility" means a hospital, birthing center,
16 and any other licensed facility that provides obstetrical and
17 newborn nursery services.

18 (410 ILCS 213/5)

19 Sec. 5. Mandatory hearing screening.

20 (a) Each medical care facility ~~By December 31, 2002, all~~
21 ~~hospitals performing deliveries~~ shall conduct bilateral

1 hearing screening of each newborn infant ~~of all newborn infants~~
2 prior to discharge unless medically contraindicated or the
3 infant is transferred to another hospital before the hearing
4 screening can be completed. If the infant is transferred to
5 another hospital prior to completion of the hearing screening,
6 the hospital to which the infant is transferred shall complete
7 the hearing screening prior to discharge. All medical care
8 facilities shall make provisions for an outpatient screening
9 for infants born outside a medical care facility.

10 (b) The facility performing the hearing screening shall
11 report the results of the hearing screening to the Department
12 within 7 days of screening.

13 If there is no hearing screening result or an infant does
14 not pass the hearing screening in both ears at the same time,
15 the medical care facility shall refer the infant's parents or
16 guardians to a health care practitioner for follow-up, and
17 document and report the referral, including the name of the
18 health care practitioner, to the Department in a format
19 determined by the Department.

20 For infants born outside a medical care facility, the
21 newborn's primary care provider shall refer the patient to a
22 medical care facility for the hearing screening to be done in
23 compliance with this Section within 30 days after birth, unless
24 a different time period is medically indicated.

25 (c) Follow-up to hearing screening includes:

26 (1) for newborns, infants, and children with confirmed

1 hearing loss, making the audiological, medical, language
2 and communication, aural habilitation, parent-to-parent
3 support, and intervention referrals and documenting the
4 referrals and outcomes to the Department or in the State's
5 designated data system; and

6 (2) for newborns, infants, and children with a
7 confirmed hearing loss, audiologists, early intervention
8 programs and providers, parent-to-parent support programs,
9 the Department of Human Services, and the University of
10 Illinois at Chicago Division of Specialized Care for
11 Children reporting screening, diagnosis, amplification,
12 and intervention outcomes to the Department.

13 (Source: P.A. 91-67, eff. 7-9-99.)

14 (410 ILCS 213/10)

15 Sec. 10. Reports to Department of Public Health.
16 Physicians, advanced practice nurses, physician assistants,
17 otolaryngologists, audiologists, ancillary health care
18 providers, early intervention programs and providers,
19 parent-to-parent support programs, the Department of Human
20 Services, and the University of Illinois at Chicago Division of
21 Specialized Care for Children shall report all hearing testing,
22 medical treatment, and intervention outcomes related to
23 newborn hearing screening or newly identified hearing loss for
24 children birth through 6 years of age to the Department.
25 Reporting shall be done within 7 days after the date of service

1 or after an inquiry from the Department. Reports shall be in a
2 format determined by the Department. Hospitals shall report
3 information about each child with a positive hearing screening
4 result to the Illinois Department of Public Health.

5 (Source: P.A. 91-67, eff. 7-9-99.)

6 (410 ILCS 213/15)

7 Sec. 15. Department of Public Health to maintain registry
8 of cases. The Illinois Department of Public Health shall
9 maintain a registry documenting screening, diagnosis, and
10 intervention of cases of positive hearing screening results,
11 including information needed for the purpose of follow-up
12 services.

13 (Source: P.A. 91-67, eff. 7-9-99.)

14 (410 ILCS 213/23 new)

15 Sec. 23. Information sharing.

16 (a) For the purposes of documentation and coordination of
17 medical care or intervention services, the Department may share
18 newborn hearing screening information with medical care
19 facilities, health care providers, early intervention programs
20 and providers, local health departments, the Department of
21 Human Services, and the University of Illinois at Chicago
22 Division of Specialized Care for Children.

23 (b) For the purposes of documentation and coordination of
24 medical care or intervention services, medical care

1 facilities, health care providers, early intervention programs
2 and providers, local health departments, the Department of
3 Human Services, and the University of Illinois at Chicago
4 Division of Specialized Care for Children shall submit
5 information or reports about newborn, infant, and child hearing
6 screening and diagnostic testing, follow-up services,
7 intervention, and parent support services to the Department.
8 Documentation is only required to be provided for those
9 services provided. Reporting shall be done within 7 days of the
10 date of service or an inquiry from the Department. Reports
11 shall be in a format determined by the Department. Reports by
12 medical care facilities shall be in accordance with only
13 subsections (a) and (b) of Section 5.

14 (c) Except in cases of willful or wanton misconduct, no
15 health care provider, hospital, or medical facility acting in
16 compliance with this Section shall be civilly or criminally
17 liable for any act performed in compliance with this Section,
18 including furnishing information required according to this
19 Section.

20 (410 ILCS 213/30)

21 Sec. 30. Rules. The Department ~~of Human Services~~ shall
22 ~~adopt promulgate~~ rules necessary to implement this Act.

23 (Source: P.A. 91-67, eff. 7-9-99.)

24 (410 ILCS 213/20 rep.)

1 Section 10. The Hearing Screening for Newborns Act is
2 amended by repealing Section 20.

3 Section 99. Effective date. This Act takes effect upon
4 becoming law.