

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.