

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 32.1-67 of the Code of Virginia and to amend the Code of Virginia by*
3 *adding a section numbered 32.1-65.1, relating to critical congenital heart defect screening*
4 *requirement.*

5 [H 387]

6 Approved

7 **Be it enacted by the General Assembly of Virginia:**

8 **1. That § 32.1-67 of the Code of Virginia is amended and reenacted and that the Code of Virginia**
9 **is amended by adding a section numbered 32.1-65.1 as follows:**

10 **§ 32.1-65.1. Critical congenital heart defect screening required.**

11 *In order to prevent disability or death, the Board shall require every hospital in the Commonwealth*
12 *having a newborn nursery to perform a critical congenital heart defect screening test using pulse*
13 *oximetry or other Board-approved screening test that is based on standards set forth by the American*
14 *Academy of Pediatrics on every newborn in its care when such infant is at least 24 hours old but no*
15 *more than 48 hours old or, in cases in which the infant is discharged from the hospital prior to*
16 *reaching 24 hours of age, prior to discharging the infant.*

17 *Any infant whose parent or guardian objects thereto on the grounds that such tests conflict with his*
18 *religious practices or tenets shall not be required to receive such screening tests.*

19 *The physician or health care provider in charge of the infant's care after delivery shall cause such*
20 *tests to be performed.*

21 **§ 32.1-67. Duty of Board for follow-up and referral protocols; regulations.**

22 *Infants identified with any condition for which newborn screening is conducted pursuant to § 32.1-65*
23 *or 32.1-65.1 shall be eligible for the services of the Children with Special Health Care Needs Program*
24 *administered by the Department of Health. The Board of Health shall promulgate such regulations as*
25 *may be necessary to implement Newborn Screening Services and the Children with Special Health Care*
26 *Needs Program. The Board's regulations shall include, but not be limited to, a list of newborn screening*
27 *tests conducted pursuant to §§ 32.1-65 and 32.1-65.1, notification processes conducted pursuant to*
28 *§ 32.1-66, follow-up procedures, appropriate referral processes, and services available for infants and*
29 *children who have a heritable disorder or genetic disease identified through Newborn Screening*
30 *Services.*

31 **2. That the Board of Health shall promulgate regulations to implement the provisions of this act to**
32 **be effective within 280 days of its enactment.**

33 **3. That the Board of Health shall convene a work group of health care providers and other**
34 **stakeholders, which shall include representatives of the Department of Health, Department of**
35 **Health Professions, Virginia Commonwealth University Health System, University of Virginia**
36 **Health System, Eastern Virginia Medical School, American Heart Association, Children's National**
37 **Medical Center, March of Dimes Virginia Chapter, Virginia Chapter of the American Academy of**
38 **Pediatrics, Virginia Hospital and Health Care Association, Medical Society of Virginia, Inova**
39 **Fairfax Hospital, Carilion Clinic, and Virginia Chapter of the American College of Cardiology, to**
40 **provide information and recommendations for the development of regulations to implement the**
41 **provisions of this act.**

ENROLLED

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