

Title 26.
Chapter 2.
Article 2.
T. (Rename)
Screening for
Disorders -
Newborn Infants
§§1,2
C.26:2-111.9 and
26:2-111.10

P.L. 2021, CHAPTER 413, *approved January 18, 2022*
Senate, No. 3975 (*Second Reprint*)

1 AN ACT concerning screening newborn infants for congenital
2 cytomegalovirus infection and supplementing ¹【Title 26 of the
3 Revised Statutes】 P.L.1977, c.321 (C.26:2-110)¹ .
4
5 **BE IT ENACTED** *by the Senate and General Assembly of the State*
6 *of New Jersey:*
7
8 1. a. All infants born in this State shall be tested for congenital
9 cytomegalovirus infection (cCMV) ², unless an infant’s parent or legal
10 guardian opts out of testing,² beginning six months following the
11 occurrence of all of the following:
12 (1) the development of a reliable test or series of tests for
13 screening newborns for cCMV using dried blood spots and quality
14 assurance testing methodology for cCMV testing;
15 (2) the availability of quality assurance materials for the cCMV
16 test from the federal Centers for Disease Control and Prevention;
17 (3) the inclusion of newborn screening for cCMV in the
18 Recommended Uniform Screening Panel of the United States
19 Secretary of Health and Human Services' Advisory Committee on
20 Heritable Disorders in Newborns and Children, after the committee's
21 evidence review of newborn screening for cCMV;
22 (4) the ¹【review by the Department of Health of the proposed test】
23 recommendation by the Newborn Screening Advisory Review
24 Committee established pursuant to section 2 of P.L.2019, c.296
25 (C.26:2-110a) that the test be included in the State Newborn Screening
26 Program;
27 (5) the Commissioner of Health’s approval to include the test in
28 the State’s Newborn Screening Program, which approval shall be
29 based on the recommendations of the Newborn Screening Advisory
30 Review Committee¹ ; and

EXPLANATION – Matter enclosed in bold-faced brackets 【thus】 in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.
Matter enclosed in superscript numerals has been adopted as follows:
¹Senate SHH committee amendments adopted November 8, 2021.
²Senate floor amendments adopted December 21, 2021.

1 ~~'[(5)] (6)'~~¹ the acquisition of equipment necessary to implement
2 the expanded screening tests by the State's Newborn Screening
3 Laboratory.

4 b. The Department of Health may charge a reasonable fee ~~'[and~~
5 any reasonable increase in this fee as necessary,~~']'~~¹ for the test
6 performed pursuant to this section ~~'in such amount as shall be~~
7 ~~determined by the Commissioner of Health, and may periodically~~
8 ~~increase the fee by any reasonable amount as the commissioner~~
9 ~~determines to be necessary'~~¹ . The ~~'[amount of the fee and the]'~~
10 procedures for collecting the fee shall be determined by the
11 ~~'[Commissioner of Health] commissioner'~~¹ .

12
13 2. a. The Commissioner of Health shall establish a public
14 awareness campaign to educate pregnant persons about
15 cytomegalovirus (CMV) and cCMV and the value of early detection
16 of, interventions for, and possible treatments for, CMV and cCMV.

17 b. The commissioner, in establishing the public awareness
18 campaign, shall develop outreach efforts and provide information
19 and educational materials to pregnant persons on CMV and cCMV
20 including, but not limited to:

21 (1) the cause and nature of CMV and cCMV;

22 (2) diagnostic procedures and appropriate indications for their
23 use;

24 (3) lifestyle issues relating to how a pregnant person can pass
25 cCMV to a developing fetus; and

26 (4) the availability of CMV and cCMV diagnostic and treatment
27 services in the community.

28 c. The commissioner shall prepare, and make available on the
29 Department of Health's Internet website, in English and Spanish,
30 and in a manner that is easily understandable by a pregnant person,
31 information about the symptoms and treatment of CMV and cCMV
32 and any other information that the commissioner deems to be
33 necessary. This information may be revised by the department
34 whenever new information about CMV and cCMV becomes
35 available.
36

37 3. The Commissioner of Health shall adopt rules and
38 regulations, pursuant to the "Administrative Procedure Act,"
39 P.L.1968, c.410 (C.52:14B-1 et seq.), necessary to carry out the
40 purposes of this act.
41

42 4. This act shall take effect immediately.
43
44
45

46
47 Establishes requirements to commence screening newborn
48 infants for congenital cytomegalovirus infection; establishes public
49 awareness campaign.