

STATE OF MAINE

—  
IN THE YEAR OF OUR LORD  
TWO THOUSAND TWENTY-TWO

—  
S.P. 603 - L.D. 1747

**An Act To Require Screening for Cytomegalovirus in Certain Newborn Infants**

Be it enacted by the People of the State of Maine as follows:

**Sec. 1. 22 MRSA §1534** is enacted to read:

**§1534. Cytomegalovirus screening**

**1. Cytomegalovirus screening.** The department shall establish a cytomegalovirus screening program for newborn infants.

**2. Religious objection exemption.** The department may not require that a newborn infant be tested for the presence of cytomegalovirus if the parents of that infant object on the grounds that a test conflicts with their religious tenets and practices.

**3. Report.** A health care provider that tests or causes to be tested a newborn infant pursuant to this section shall report to the department aggregate data, including the number of infants born, the number tested for cytomegalovirus, the results of the screening and testing and the type of screening sample used.

**4. Public education.** The department shall provide public educational resources to pregnant individuals and individuals who may become pregnant that include information regarding the incidence of cytomegalovirus, the transmission of cytomegalovirus during and before pregnancy, birth defects caused by congenital cytomegalovirus, methods of diagnosing congenital cytomegalovirus, available preventive measures and resources for the family of an infant born with congenital cytomegalovirus. The department may solicit and accept the assistance of relevant medical associations or community resources to develop, promote and distribute the public educational resources.

**5. Rulemaking.** The department shall adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A. In developing rules to implement the requirements of this section, the department shall convene a group of medical professionals to advise on best practices in congenital cytomegalovirus screening.

**Sec. 2. Report by department.** By February 1, 2023, the Department of Health and Human Services shall report on its progress toward implementing the requirements of the

Maine Revised Statutes, Title 22, section 1534 to the joint standing committee of the Legislature having jurisdiction over health and human services matters.

**Sec. 3. Review.** No later than 3 years after the final adoption of rules pursuant to the Maine Revised Statutes, Title 22, section 1534, subsection 5, the Department of Health and Human Services shall convene a stakeholder group of clinicians and researchers with knowledge of cytomegalovirus screening to review the cytomegalovirus screening program and to consider changes to the program. No later than February 1, 2026, the department shall provide an update on this review process to the joint standing committee of the Legislature having jurisdiction over health and human services matters.

**Sec. 4. Appropriations and allocations.** The following appropriations and allocations are made.

**HEALTH AND HUMAN SERVICES, DEPARTMENT OF**

**Maine Center for Disease Control and Prevention 0143**

Initiative: Provides funding for the ongoing costs for the annual education campaign, including the educational materials production and distribution.

<b>GENERAL FUND</b>	<b>2021-22</b>	<b>2022-23</b>
All Other	\$0	\$40,000
<b>GENERAL FUND TOTAL</b>	<u>\$0</u>	<u>\$40,000</u>

**Maine Center for Disease Control and Prevention 0143**

Initiative: Provides one-time funding to update the child health surveillance tracking system to accommodate the new data.

<b>GENERAL FUND</b>	<b>2021-22</b>	<b>2022-23</b>
All Other	\$0	\$3,000
<b>GENERAL FUND TOTAL</b>	<u>\$0</u>	<u>\$3,000</u>

**Maine Center for Disease Control and Prevention 0143**

Initiative: Provides funding for one half-time Public Health Educator III position to collect data, update material as needed and promote and distribute the public educational resources.

<b>GENERAL FUND</b>	<b>2021-22</b>	<b>2022-23</b>
POSITIONS - LEGISLATIVE COUNT	0.000	0.500
Personal Services	\$0	\$55,908
All Other	\$0	\$6,537
<b>GENERAL FUND TOTAL</b>	<u>\$0</u>	<u>\$62,445</u>

**HEALTH AND HUMAN SERVICES,  
DEPARTMENT OF**

<b>DEPARTMENT TOTALS</b>	<b>2021-22</b>	<b>2022-23</b>
<b>GENERAL FUND</b>	<b>\$0</b>	<b>\$105,445</b>

**DEPARTMENT TOTAL - ALL FUNDS**

            
**\$0**

            
**\$105,445**