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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **26-10-10** is enacted to read:

**26-10-10. Cytomegalovirus (CMV) public education and testing.**

(1) As used in this section "CMV" means cytomegalovirus.

(2) The department shall establish and conduct a public education program to inform pregnant women and women who may become pregnant regarding:

(a) the incidence of CMV;

(b) the transmission of CMV to pregnant women and women who may become pregnant;

(c) birth defects caused by congenital CMV;

(d) methods of diagnosing congenital CMV; and

(e) available preventative measures.

(2) The department shall provide the information described in Subsection (2) to:

(a) child care programs licensed under Title 26, Chapter 39, Utah Child Care Licensing Act, and their employees;

(b) a person described in Subsection 26-39-403(1) (c), (f), (g), (h), (j), or (k);

(c) a person serving as a school nurse under Subsection 53A-11-204;

(d) a person offering health education in a school district;

(e) health care providers offering care to pregnant women and infants; and

(f) religious, ecclesiastical, or denominational organizations offering children's programs as a part of worship services.

(3) If a newborn infant fails the newborn hearing screening test(s) under Subsection 26-10-6(1), a medical practitioner shall:

(a) test the newborn infant for CMV before the newborn is 21 days of age, unless a parent of the newborn infant objects; and

(b) provide to the parents of the newborn infant information regarding:

(i) birth defects caused by congenital CMV; and

(ii) available methods of treatment.

(4) The department shall provide to ~~H~~→ [a] the family and the ←~~H~~ medical practitioner, ~~H~~→ if known, ←~~H~~ information regarding the testing requirements under Subsection (3) when providing results indicating that an infant has