

Union Calendar No. 347

110TH CONGRESS
2D SESSION

H. R. 1198

[Report No. 110-565]

To amend the Public Health Service Act regarding early detection, diagnosis, and treatment of hearing loss.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 27, 2007

Mrs. CAPPS (for herself, Mr. WALSH of New York, Mr. CUMMINGS, Mr. EHLERS, Mr. MCHUGH, Mr. McNULTY, Ms. McCOLLUM of Minnesota, Mrs. MCCARTHY of New York, Mr. McDERMOTT, Mr. GRIJALVA, Ms. SCHAKOWSKY, Ms. KILPATRICK, Mr. PAYNE, Mr. GENE GREEN of Texas, Mr. HINCHEY, Mr. GUTIERREZ, Mr. FOSSELLA, Mr. SMITH of New Jersey, Mr. JEFFERSON, Mr. JOHNSON of Georgia, Ms. WOOLSEY, Mr. KUHLMAN of New York, Mr. DAVIS of Illinois, Ms. ESHOO, and Mr. BACHUS) introduced the following bill; which was referred to the Committee on Energy and Commerce

APRIL 8, 2008

Additional sponsors: Mr. McCOTTER, Mr. PORTER, Mr. FORBES, Mr. ALLEN, Mr. CHANDLER, Mr. UPTON, Mr. RAHALL, Mr. ETHERIDGE, Mr. KING of New York, Mr. PICKERING, Mr. HONDA, Mr. WALZ of Minnesota, Mr. DOYLE, Ms. BERKLEY, Mr. JINDAL, Mr. WAXMAN, Mr. MARSHALL, Mrs. WILSON of New Mexico, Ms. DEGETTE, Ms. ZOE LOFGREN of California, Ms. BALDWIN, Mr. LOBIONDO, Mrs. MALONEY of New York, Mr. ISRAEL, Mr. BOUCHER, Mr. KNOLLENBERG, Mr. SERRANO, Mr. FERGUSON, Mr. GERLACH, Mr. TIM MURPHY of Pennsylvania, Mr. BILIRAKIS, Mr. ROGERS of Michigan, Mr. SESTAK, Mr. CAMP of Michigan, Mr. TOM DAVIS of Virginia, Mr. MCGOVERN, Mr. REYNOLDS, and Mr. WYNN

APRIL 8, 2008

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on February 27, 2007]

A BILL

To amend the Public Health Service Act regarding early detection, diagnosis, and treatment of hearing loss.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 *This Act may be cited as the “Early Hearing Detection*
5 *and Intervention Act of 2008”.*

6 **SEC. 2. EARLY DETECTION, DIAGNOSIS, AND TREATMENT**
7 **OF HEARING LOSS.**

8 *Section 399M of the Public Health Service Act (42*
9 *U.S.C. 280g–1) is amended—*

10 *(1) in the section heading, by striking “IN-*
11 *FANTS” and inserting “NEWBORNS AND IN-*
12 *FANTS”;*

13 *(2) in subsection (a)—*

14 *(A) in the matter preceding paragraph (1),*
15 *by striking “screening, evaluation and interven-*
16 *tion programs and systems” and inserting*
17 *“screening, evaluation, diagnosis, and interven-*
18 *tion programs and systems, and to assist in the*
19 *recruitment, retention, education, and training*

1 *of qualified personnel and health care pro-*
2 *viders,”;*

3 *(B) by amending paragraph (1) to read as*
4 *follows:*

5 *“(1) To develop and monitor the efficacy of state-*
6 *wide programs and systems for hearing screening of*
7 *newborns and infants; prompt evaluation and diag-*
8 *nosis of children referred from screening programs;*
9 *and appropriate educational, audiological, and med-*
10 *ical interventions for children identified with hearing*
11 *loss. Early intervention includes referral to and deliv-*
12 *ery of information and services by schools and agen-*
13 *cies, including community, consumer, and parent-*
14 *based agencies and organizations and other programs*
15 *mandated by part C of the Individuals with Disabil-*
16 *ities Education Act, which offer programs specifically*
17 *designed to meet the unique language and commu-*
18 *nication needs of deaf and hard of hearing newborns,*
19 *infants, toddlers, and children. Programs and systems*
20 *under this paragraph shall establish and foster fam-*
21 *ily-to-family support mechanisms that are critical in*
22 *the first months after a child is identified with hear-*
23 *ing loss.”; and*

24 *(C) by adding at the end the following:*

1 “(3) To develop efficient models to ensure that
2 newborns and infants who are identified with a hear-
3 ing loss through screening receive follow-up by a
4 qualified health care provider. These models shall be
5 evaluated for their effectiveness, and State agencies
6 shall be encouraged to adopt models that effectively
7 increase the rate of occurrence of such follow-up.

8 “(4) To ensure an adequate supply of qualified
9 personnel to meet the screening, evaluation, diagnosis,
10 and early intervention needs of children.”;

11 (3) in subsection (b)—

12 (A) in paragraph (1)(A), by striking “hear-
13 ing loss screening, evaluation, and intervention
14 programs” and inserting “hearing loss screening,
15 evaluation, diagnosis, and intervention pro-
16 grams”; and

17 (B) in paragraph (2)—

18 (i) by striking “for purposes of this
19 section, continue” and insert the following:
20 “for purposes of this section—

21 “(A) continue”;

22 (ii) by striking the period at the end
23 and inserting “; and”; and

24 (iii) by adding at the end the fol-
25 lowing:

1 “(B) establish a postdoctoral fellowship pro-
2 gram to foster research and development in the
3 area of early hearing detection and interven-
4 tion.”;

5 (4) in paragraphs (2) and (3) of subsection (c),
6 by striking the term “hearing screening, evaluation
7 and intervention programs” each place such term ap-
8 pears and inserting “hearing screening, evaluation,
9 diagnosis, and intervention programs”;

10 (5) in subsection (e)—

11 (A) in paragraph (3), by striking “ensuring
12 that families of the child” and all that follows
13 and inserting “ensuring that families of the child
14 are provided comprehensive, consumer-oriented
15 information about the full range of family sup-
16 port, training, information services, and lan-
17 guage and communication options and are given
18 the opportunity to consider and obtain the full
19 range of such appropriate services, educational
20 and program placements, and other options for
21 their child from highly qualified providers.”; and

22 (B) in paragraph (6), by striking “, after
23 rescreening,”; and

24 (6) in subsection (f)—

1 (A) in paragraph (1), by striking “fiscal
2 year 2002” and inserting “fiscal years 2009
3 through 2014”;

4 (B) in paragraph (2), by striking “fiscal
5 year 2002” and inserting “fiscal years 2009
6 through 2014”; and

7 (C) in paragraph (3), by striking “fiscal
8 year 2002” and inserting “fiscal years 2009
9 through 2014”.

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