

**HB0009/116381/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 9

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Kelly” and substitute “Delegates Kelly, Afzali, Grammer, Korman, McMillan, Moon, Morhaim, Parrott, Stein, Valderrama, Vogt, Hayes, Oaks, Pena-Melnyk, Miele, Saab, Morgan, Pendergrass, Hammen, Kipke, Cullison, Sample-Hughes, Barron, Reznik, West, Rose, Hill, Krebs, and K. Young”; in line 2, strike “Home Birth Safety” and substitute “Licensure of Direct-Entry Midwives”; in line 8, after “Committee;” insert “requiring the Committee, beginning on a certain date, to submit a certain annual report to the Board;”; in line 11, strike “providers” and substitute “health care practitioners”; in line 14, after “requirements,” insert “complete and submit certain birth certificates, make certain records and information available to certain individuals;”; in line 16, strike “providers” and substitute “practitioners”; in line 17, strike the first “and”; in line 18, after “circumstances” insert “, and complete certain forms; authorizing certain licensed direct-entry midwives to continue certain care of certain patients in consultation with certain health care practitioners”; in the same line, strike “approve” and substitute “recommend approval to the Board of”; strike beginning with “prohibiting” in line 21 down through “circumstances” in line 22 and substitute “requiring the Board, in consultation with stakeholders, to develop a certain consent agreement; requiring, beginning on a certain date, a licensed direct-entry midwife to annually report certain information to the Committee in a certain form; requiring the Committee to maintain the confidentiality of certain reports; requiring the Board to send a certain notice to certain licensed direct-entry midwives under certain circumstances; prohibiting the Board from renewing the license of certain licensed direct-entry midwives, under certain circumstances, or taking other action against certain licensed direct-entry midwives for the failure to submit certain reports”; and strike beginning with “authorizing” in line 27 down through “circumstances;” in line 28.

(Over)

On page 2, in line 20, strike “health care providers” and substitute “persons”; strike beginning with “subjecting” in line 22 down through “circumstances;” in line 24; in line 25, after “Board” insert “, beginning on a certain date and every year thereafter.”; in the same line, after the first “to” insert “submit a certain”; strike beginning with “on” in line 26 down through “State” in line 27; in line 27, strike “a”; in the same line, strike “definition” and substitute “definitions”; in line 28, after “workgroup” insert “to develop a certain form, a certain consent agreement, and a certain formulary”; in line 29, after “workgroup;” insert “requiring the workgroup to report its findings and recommendations to the Board on or before a certain date; requiring the Department of Legislative Services, on or before a certain date, to compile and analyze certain data, report on the data to certain committees of the General Assembly, and provide the data to the Board;”; and strike beginning with “providing” in line 30 down through “circumstances;” in line 31.

On page 3, in line 2, strike “, 8-6C-02, 8-6C-02.1, 8-6C-02.2, and 8-6C-03”; and strike in their entirety lines 12 through 28, inclusive.

AMENDMENT NO. 2

On page 4 in line 11, on page 9 in line 19, on page 14 in lines 1, 20, 23, and 24, on page 15 in lines 2, 3, 6, 18, and 28, on page 16 in lines 1, 7, 14, and 21, on page 17 in lines 13 and 21, on page 18 in lines 3, 21, and 29, on page 19 in lines 8, 17, 21, and 25, on page 20 in line 1, on page 21 in lines 20, 23, 26, and 28, on page 22 in lines 1, 7, 22, and 29, on page 23 in lines 9 and 14, on page 25 in lines 12 and 16, on page 26 in line 16, on page 29 in line 20, on page 30 in lines 14 and 20, on page 33 in lines 21 and 22, on page 34 in lines 22, 23, 24, 25, 27, 30, and 31, and on page 35 in lines 1, 17, and 19, in each instance, strike “**CERTIFIED**” and substitute “**LICENSED**”.

On page 5 in lines 16 and 20, and on page 6 in lines 2 and 4, in each instance, after “electrologists,” insert “**LICENSED**”.

On page 5 in lines 23, 26, and 27, on page 6 in lines 10, 12, 15, 19, 22, and 33, and on page 7 in lines 2, 6, and 11, in each instance, after “electrologist,” insert “**LICENSED**”.

On page 5, in line 29, after “OR” insert “LICENSED”.

On page 6 in line 27, and on page 7 in lines 8 and 17, in each instance, after “electrologist’s,” insert “LICENSED”.

On page 6, in line 29, after “OR” insert “LICENSED”.

On page 7, in line 29, after “6C.” insert “LICENSED”.

On page 8, strike in their entirety lines 9 through 13, inclusive; in lines 14, 16, 22, 26, and 28, strike “(F)”, “(G)”, “(H)”, “(I)”, and “(J)”, respectively, and substitute “(E)”, “(F)”, “(G)”, “(H)”, and “(I)”, respectively; in line 15, strike “§ 8-6C-10” and substitute “§ 8-6C-11”; in line 18, after “TITLE;” insert “OR”; strike beginning with “; OR” in line 19 down through “ARTICLE” in line 21; and after line 29, insert:

**“(J) (1) “LICENSED DIRECT-ENTRY MIDWIFE” MEANS AN INDIVIDUAL WHO HAS BEEN GRANTED A LICENSE UNDER THIS SUBTITLE TO PRACTICE DIRECT-ENTRY MIDWIFERY.**

**“(2) “LICENSED DIRECT-ENTRY MIDWIFE” DOES NOT INCLUDE A LICENSED NURSE CERTIFIED AS A NURSE-MIDWIFE UNDER THIS TITLE.”**

On page 9, in line 2, strike “INTERCONCEPTUAL” and substitute “INTERCONCEPTIONAL”; in line 4, strike “REGULATIONS ADOPTED BY THE BOARD” and substitute “UNDER § 8-6C-03”.

strike in their entirety lines 5 through 10, inclusive; in lines 11, 15, 19, 23, and 24, strike “(N)”, “(O)”, “(P)”, “(Q)”, and “(R)”, respectively, and substitute “(L)”, “(M)”, “(N)”, “(O)”,

and “**(P)**”, respectively; in line 25, strike “**PRIMARY**”; and strike beginning with “**TO**” in line 26 down through “**CYCLE**” in line 27.

On page 10, in line 6, strike “**DESCRIBED UNDER § 8-6C-06 OF**” and substitute “**AUTHORIZED UNDER**”; in line 7, strike the comma; after line 15, insert:

**“(2) DISCUSSING:**

**(I) ANY GENERAL RISK FACTORS ASSOCIATED WITH THE SERVICES TO BE PROVIDED;**

**(II) ANY SPECIFIC RISK FACTORS PERTAINING TO THE HEALTH AND CIRCUMSTANCES OF THE INDIVIDUAL PATIENT;**

**(III) CONDITIONS THAT PRECLUDE CARE BY A LICENSED DIRECT-ENTRY MIDWIFE; AND**

**(IV) THE CONDITIONS UNDER WHICH CONSULTATION, TRANSFER OF CARE, OR TRANSPORT OF THE PATIENT MUST BE IMPLEMENTED;”;**

in lines 16, 18, and 29, strike “**(2)**”, “**(3)**”, and “**(4)**”, respectively, and substitute “**(3)**”, “**(4)**”, and “**(5)**”, respectively; in line 16, strike “, **INCLUDING**” and substitute “**AND PERFORMING**”; strike beginning with “**ANY**” in line 21 down through “**ANY**” in line 23 and substitute “**A PLAN FOR THE MANAGEMENT OF ANY**”; in line 24, after “**PATIENT;**” insert “**AND**”; strike in their entirety lines 25 and 26; and in line 27, strike “**(IV)**” and substitute “**(II)**”.

On page 11, in lines 1, 3, 5, 9, 11, 13, and 25, strike “**(5)**”, “**(6)**”, “**(7)**”, “**(8)**”, “**(9)**”, “**(10)**”, and “**(11)**”, respectively, and substitute “**(6)**”, “**(7)**”, “**(8)**”, “**(9)**”, “**(10)**”, “**(11)**”, and “**(12)**”, respectively; in line 1, after “**WITH**” insert “**A HEALTH CARE**

PRACTITIONER REGARDING THE CARE OF A PATIENT"; in line 2, strike the first comma; in line 3, strike "PRIOR TO" and substitute "WITHIN 72 HOURS AFTER"; in line 5, strike "RECOMMENDED BY THE COMMITTEE AND"; after line 16, insert:

"(II) AT THE ONSET OF ACTIVE LABOR NOTIFYING THE PEDIATRIC HEALTH CARE PRACTITIONER THAT DELIVERY IS IMMINENT;";

in line 17, strike "(II)" and substitute "(III)"; in line 22, after "HOSPITAL" insert "UNDER CIRCUMSTANCES IN WHICH EMERGENCY MEDICAL SERVICES HAVE NOT BEEN ACTIVATED"; in line 23, strike "AND"; after line 23, insert:

"(IV) ACTIVATING EMERGENCY MEDICAL SERVICES FOR AN EMERGENCY; AND";

and in line 24, strike "(III)" and substitute "(V)".

On page 11 in line 4, on page 12 in lines 26 and 31, on page 13 in line 5, on page 15 in line 25, on page 19 in line 19, and on page 23 in line 1, in each instance, strike "PROVIDER" and substitute "PRACTITIONER".

On page 11 in line 4, on page 12 in lines 26, 28, and 31, and on page 13 in line 5, in each instance, after "PEDIATRIC" insert "HEALTH".

On page 12, in lines 1, 11, and 25, strike "(12)", "(13)", and "(14)", respectively, and substitute "(13)", "(14)", and "(15)", respectively; strike in their entirety lines 3 through 6, inclusive, and substitute:

"(I) SUTURING OF FIRST AND SECOND DEGREE PERINEAL OR LABIAL LACERATIONS, OR SUTURING OF AN EPISIOTOMY WITH THE ADMINISTRATION OF A LOCAL ANESTHETIC; AND";

strike beginning with “AND” in line 17 down through “DELIVERY;” in line 24; after line 24, insert:

**“(II) ASSESSING NEWBORN FEEDING AND HYDRATION;**

**(III) PERFORMING METABOLIC SCREENING AND REPORTING ON THE SCREENING IN ACCORDANCE WITH THE REGULATIONS RELATED TO NEWBORN SCREENINGS THAT ARE ADOPTED BY THE DEPARTMENT;**

**(IV) PERFORMING CRITICAL CONGENITAL HEART DISEASE SCREENING AND REPORTING ON THE SCREENING IN ACCORDANCE WITH THE REGULATIONS RELATED TO NEWBORN SCREENINGS THAT ARE ADOPTED BY THE DEPARTMENT;**

**(V) IF UNABLE TO PERFORM THE SCREENING REQUIRED UNDER ITEM (III) OR (IV) OF THIS ITEM, REFERRING THE NEWBORN TO A PEDIATRIC HEALTH CARE PRACTITIONER TO PERFORM THE SCREENING WITHIN 24 TO 48 HOURS AFTER DELIVERY; AND**

**(VI) REFERRING THE INFANT TO AN AUDIOLOGIST FOR A HEARING SCREENING IN ACCORDANCE WITH THE REGULATIONS RELATED TO NEWBORN SCREENINGS THAT ARE ADOPTED BY THE DEPARTMENT;”;**

strike beginning with the colon in line 25 down through “NOTIFYING” in line 26 and substitute “,NOTIFYING”; after line 27, insert:

**“(16) WITHIN 72 HOURS AFTER DELIVERY;”;**

in lines 28 and 30, strike “(II)” and “(III)”, respectively, and substitute “(I)” and “(II)”, respectively; in line 29, strike “PROVIDER” and substitute “PRACTITIONER, INCLUDING DOCUMENTATION OF THE PERFORMANCE OF THE SCREENINGS REQUIRED UNDER ITEM (14)(III) AND (IV) OF THIS SUBSECTION”; in line 30, strike “RECOMMENDING TO THE PATIENT THAT” and substitute “REFERRING”; in lines 30 and 31, strike “BE SEEN BY” and substitute “TO”; and in line 31, strike “WITHIN 24 HOURS AFTER DELIVERY”.

On page 13, in lines 1 and 9, strike “(15)” and “(16)”, respectively, and substitute “(17)” and “(18)”, respectively; in line 1, strike “AFTER” and substitute “BEYOND”; strike beginning with “REFERRAL” in line 6 down through the second “AND” in line 7 and substitute “ASSESSMENT OF NEWBORN FEEDING AND HYDRATION; AND”;

in line 12, strike “AS NECESSARY”; strike beginning with the comma in line 13 down through “CONTRACEPTIVES” in line 15; in line 17, after “LABOR” insert “OR ARTIFICIAL RUPTURE OF MEMBRANES PRIOR TO THE ONSET OF LABOR”; after line 25, insert:

“8-6C-03.

A LICENSED DIRECT-ENTRY MIDWIFE MAY NOT ASSUME OR CONTINUE TO TAKE RESPONSIBILITY FOR A PATIENT’S PREGNANCY AND BIRTH CARE AND SHALL ARRANGE FOR THE ORDERLY TRANSFER OF CARE TO A HEALTH CARE PRACTITIONER FOR A PATIENT WHO IS ALREADY UNDER THE CARE OF THE LICENSED DIRECT ENTRY MIDWIFE, IF A HISTORY OF ANY OF THE FOLLOWING DISORDERS OR SITUATIONS IS FOUND TO BE PRESENT AT THE INITIAL INTERVIEW OR IF ANY OF THE FOLLOWING DISORDERS OR SITUATIONS BECOME APPARENT THROUGH A PATIENT HISTORY, AN EXAMINATION, OR IN A LABORATORY REPORT AS PRENATAL CARE PROCEEDS:

(Over)

- (1) DIABETES MELLITUS, INCLUDING UNCONTROLLED GESTATIONAL DIABETES;
- (2) HYPERTHYROIDISM TREATED WITH MEDICATION;
- (3) UNCONTROLLED HYPOTHYROIDISM;
- (4) EPILEPSY WITH SEIZURES OR ANTIPILEPTIC DRUG USE DURING THE PREVIOUS 12 MONTHS;
- (5) COAGULATION DISORDERS;
- (6) CHRONIC PULMONARY DISEASE;
- (7) HEART DISEASE IN WHICH THERE ARE ARRHYTHMIAS OR MURMURS EXCEPT WHEN, AFTER EVALUATION, IT IS THE OPINION OF A PHYSICIAN LICENSED UNDER TITLE 14 OF THIS ARTICLE OR A LICENSED NURSE CERTIFIED AS A NURSE-MIDWIFE OR A NURSE PRACTITIONER UNDER THIS TITLE THAT MIDWIFERY CARE MAY PROCEED;
- (8) HYPERTENSION, INCLUDING PREGNANCY-INDUCED HYPERTENSION (PIH);
- (9) RENAL DISEASE;
- (10) EXCEPT AS OTHERWISE PROVIDED IN § 8-6C-04(A)(11) OF THIS SUBTITLE, RH SENSITIZATION WITH POSITIVE ANTIBODY TITER;
- (11) PREVIOUS UTERINE SURGERY, INCLUDING A CESAREAN SECTION OR MYOMECTOMY;



- (12) INDICATIONS THAT THE FETUS HAS DIED IN UTERO;**
- (13) PREMATURE LABOR (GESTATION LESS THAN 37 WEEKS);**
- (14) MULTIPLE GESTATION;**
- (15) NONCEPHALIC PRESENTATION AT OR AFTER 38 WEEKS;**
- (16) PLACENTA PREVIA OR ABRUPTION;**
- (17) PREECLAMPSIA;**
- (18) SEVERE ANEMIA, DEFINED AS HEMOGLOBIN LESS THAN 10  
G/DL;**
- (19) UNCOMMON DISEASES AND DISORDERS, INCLUDING  
ADDISON'S DISEASE, CUSHING'S DISEASE, SYSTEMIC LUPUS ERYTHEMATOSUS,  
ANTIPHOSPHOLIPID SYNDROME, SCLERODERMA, RHEUMATOID ARTHRITIS,  
PERIARTERITIS NODOSA, MARFAN'S SYNDROME, AND OTHER SYSTEMIC AND  
RARE DISEASES AND DISORDERS;**
- (20) AIDS/HIV;**
- (21) HEPATITIS A THROUGH G AND NON-A THROUGH G;**
- (22) ACUTE TOXOPLASMOSIS INFECTION, IF THE PATIENT IS  
SYMPTOMATIC;**

- (23) ACUTE RUBELLA INFECTION DURING PREGNANCY;**
- (24) ACUTE CYTOMEGALOVIRUS INFECTION, IF THE PATIENT IS SYMPTOMATIC;**
- (25) ACUTE PARVOVIRUS INFECTION, IF THE PATIENT IS SYMPTOMATIC;**
- (26) ALCOHOL ABUSE, SUBSTANCE ABUSE, OR PRESCRIPTION ABUSE DURING PREGNANCY;**
- (27) CONTINUED DAILY TOBACCO USE INTO THE SECOND TRIMESTER;**
- (28) THROMBOSIS;**
- (29) INFLAMMATORY BOWEL DISEASE THAT IS NOT IN REMISSION;**
- (30) HERPES SIMPLEX VIRUS, PRIMARY GENITAL INFECTION DURING PREGNANCY, OR ACTIVE GENITAL LESIONS AT THE TIME OF DELIVERY;**
- (31) SIGNIFICANT FETAL CONGENITAL ANOMALY;**
- (32) ECTOPIC PREGNANCY;**
- (33) PREPREGNANCY BODY MASS INDEX (BMI) OF LESS THAN 18.5 OR 35 OR MORE; OR**

(34) POST TERM MATURITY (GESTATIONAL AGE 42 0/7 WEEKS AND BEYOND).

8-6C-04.

(A) A LICENSED DIRECT-ENTRY MIDWIFE SHALL CONSULT WITH A HEALTH CARE PRACTITIONER, AND DOCUMENT THE CONSULTATION, THE RECOMMENDATIONS OF THE CONSULTATION, AND THE DISCUSSION OF THE CONSULTATION WITH THE CLIENT, IF ANY OF THE FOLLOWING CONDITIONS ARE PRESENT DURING PRENATAL CARE:

(1) SIGNIFICANT MENTAL DISEASE, INCLUDING DEPRESSION, BIPOLAR DISORDER, SCHIZOPHRENIA, AND OTHER CONDITIONS THAT IMPAIR THE ABILITY OF THE PATIENT TO PARTICIPATE EFFECTIVELY IN THE PATIENT'S CARE OR THAT REQUIRE THE USE OF PSYCHOTROPIC DRUGS TO CONTROL THE CONDITION;

(2) SECOND OR THIRD TRIMESTER BLEEDING;

(3) INTERMITTENT USE OF ALCOHOL INTO THE SECOND TRIMESTER;

(4) ASTHMA;

(5) DIET-CONTROLLED GESTATIONAL DIABETES;

(6) HISTORY OF GENETIC PROBLEMS, INTRAUTERINE DEATH AFTER 20 WEEKS' GESTATION, OR STILLBIRTH;

(7) ABNORMAL PAP SMEAR;

(Over)

- (8) POSSIBLE ECTOPIC PREGNANCY;
- (9) TUBERCULOSIS;
- (10) CONTROLLED HYPOTHYROIDISM, BEING TREATED WITH THYROID REPLACEMENT AND EUTHYROID, AND WITH THYROID TEST NUMBERS IN THE NORMAL RANGE;
- (11) RH SENSITIZATION WITH POSITIVE ANTIBODY TITER;
- (12) BREECH PRESENTATION BETWEEN 35 AND 38 WEEKS;
- (13) TRANSVERSE LIE OR OTHER ABNORMAL PRESENTATION BETWEEN 35 AND 38 WEEKS;
- (14) PREMATURE RUPTURE OF MEMBRANES AT 37 WEEKS OR LESS;
- (15) SMALL FOR GESTATIONAL AGE OR LARGE FOR GESTATIONAL AGE FETUS;
- (16) POLYHYDRAMNIOS OR OLIGOHYDRAMNIOS;
- (17) PREVIOUS LEEP PROCEDURE OR CONE BIOPSY;
- (18) PREVIOUS OBSTETRICAL PROBLEMS, INCLUDING UTERINE ABNORMALITIES, PLACENTAL ABRUPTION, PLACENTA ACCRETA, OBSTETRIC HEMORRHAGE, INCOMPETENT CERVIX, OR PRETERM DELIVERY FOR ANY REASON;

(19) POSTTERM MATURITY (41 0/7 TO 6/7 WEEKS GESTATIONAL AGE);

(20) INFLAMMATORY BOWEL DISEASE, IN REMISSION; OR

(21) HERPES SIMPLEX VIRUS, PRIMARY INFECTION OR ACTIVE INFECTION AT TIME OF DELIVERY.

(B) SUBJECT TO SUBSECTION (C) OF THIS SECTION, A LICENSED DIRECT-ENTRY MIDWIFE SHALL ARRANGE IMMEDIATE EMERGENCY TRANSFER TO A HOSPITAL IF:

(1) THE PATIENT REQUESTS TRANSFER; OR

(2) THE PATIENT OR NEWBORN IS DETERMINED TO HAVE ANY OF THE FOLLOWING CONDITIONS DURING LABOR, DELIVERY, OR THE IMMEDIATE POSTPARTUM PERIOD:

(i) UNFORESEEN NONCEPHALIC PRESENTATION;

(ii) UNFORESEEN MULTIPLE GESTATION;

(iii) NONREASSURING FETAL HEART RATE OR PATTERN, INCLUDING TACHYCARDIA, BRADYCARDIA, SIGNIFICANT CHANGE IN BASELINE, AND PERSISTENT LATE OR SEVERE VARIABLE DECELERATIONS;

(iv) PROLAPSED CORD;

(Over)

- (V) UNRESOLVED MATERNAL HEMORRHAGE;
- (VI) RETAINED PLACENTA;
- (VII) SIGNS OF FETAL OR MATERNAL INFECTION;
- (VIII) PATIENT WITH A THIRD OR FOURTH DEGREE LACERATION OR A LACERATION BEYOND THE LICENSED DIRECT-ENTRY MIDWIFE'S ABILITY TO REPAIR;
- (IX) APGAR OF LESS THAN SEVEN AT 5 MINUTES;
- (X) OBVIOUS CONGENITAL ANOMALIES;
- (XI) NEED FOR CHEST COMPRESSIONS DURING NEONATAL RESUSCITATION;
- (XII) NEWBORN WITH PERSISTENT CENTRAL CYANOSIS;
- (XIII) NEWBORN WITH PERSISTENT GRUNTING AND RETRACTIONS;
- (XIV) NEWBORN WITH ABNORMAL VITAL SIGNS;
- (XV) GROSS OR THICK MECONIUM STAINING, WHEN DISCOVERED; OR
- (XVI) NEWBORN WITH EXCESSIVE DEHYDRATION DUE TO INABILITY TO FEED.

(C) IF TRANSFER IS NOT POSSIBLE BECAUSE OF IMMINENT DELIVERY, THE LICENSED DIRECT-ENTRY MIDWIFE SHALL CONSULT WITH A HEALTH CARE PROVIDER FOR GUIDANCE ON FURTHER MANAGEMENT OF THE PATIENT AND TO DETERMINE WHEN TRANSFER MAY BE SAFELY ARRANGED, IF REQUIRED.

(D) (1) A LICENSED DIRECT-ENTRY MIDWIFE SHALL IMMEDIATELY TRANSFER THE CARE OF A PATIENT TO A HEALTH CARE PROVIDER FOR THE TREATMENT OF ANY SIGNIFICANT POSTPARTUM MORBIDITY, INCLUDING:

(I) UNCONTROLLED POSTPARTUM HEMORRHAGE;

(II) PREECLAMPSIA;

(III) THROMBO-EMBOLISM;

(IV) AN INFECTION; OR

(V) A POSTPARTUM MENTAL HEALTH DISORDER.

(2) A LICENSED DIRECT-ENTRY MIDWIFE WHO IS REQUIRED TO TRANSFER CARE OF A PATIENT UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY CONTINUE OTHER ASPECTS OF POSTPARTUM CARE IN CONSULTATION WITH THE TREATING HEALTH CARE PRACTITIONER.”;

and in line 26, strike “**8-6C-03.**” and substitute “**8-6C-05.**”.

On page 14, in lines 9 and 21, strike “**8-6C-04.**” and “**8-6C-05.**”, respectively, and substitute “**8-6C-06.**” and “**8-6C-07.**”, respectively; in line 16, strike “AND”; in the same line, strike “AUTHORIZES THE” and substitute “ALLOWS THE INDIVIDUAL TO”; in the

(Over)

same line, strike the second “OF”; in line 25, after “TRANSFER” insert “CARE OF”; in the same line, strike “AND THE PATIENT’S FAMILY”; in lines 25 and 26, strike “AN ALTERNATIVE” and substitute “A HEALTH”; in line 26, strike “PROVIDER” and substitute “PRACTITIONER”; in the same line, strike “AND”; after line 26, insert:

**“(2) COMPLETE THE STANDARD FORM DEVELOPED UNDER § 8-6C-08(E) OF THIS SUBTITLE AND SUBMIT THE COMPLETED FORM TO THE ACCEPTING HEALTH CARE PRACTITIONER; AND”;**

in line 27, strike “(2)” and substitute “(3)”; and in line 28, strike “AFTER PROVIDING THE REFERRAL” and substitute “AFTER THE TRANSFER”.

On page 15, in line 3, strike “CALL” and substitute “:

**(1) CALL**”;

in line 4, after “ARRIVE” insert “;AND

**(2) TRANSFER CARE AND GIVE A VERBAL REPORT OF THE CARE PROVIDED TO THE EMERGENCY MEDICAL SERVICES PROVIDERS**”;

in line 5, strike “8-6C-06.” and substitute “8-6C-08.”; in line 7, after “FOR” insert “THEIR PRACTICE FOR”; in line 13, strike “APPROVE” and substitute “RECOMMEND APPROVAL TO THE BOARD OF”; in line 17, after “(D)” insert “(1)”; after line 20, insert:

**“(2) THE PLAN REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL:**



**(I) INCLUDE PROCEDURES AND PROCESSES TO BE UNDERTAKEN IN THE EVENT OF AN EMERGENCY FOR THE MOTHER, THE NEWBORN, OR BOTH;**

**(II) IDENTIFY THE HOSPITAL CLOSEST TO THE ADDRESS OF THE PLANNED HOME BIRTH THAT HAS A LABOR AND DELIVERY UNIT;**

**(III) INCLUDE A CARE PLAN FOR THE NEWBORN; AND**

**(IV) IDENTIFY THE PEDIATRIC HEALTH CARE PRACTITIONER WHO WILL BE NOTIFIED AFTER DELIVERY IN ACCORDANCE WITH § 8-6C-02(B)(15) OF THIS SUBTITLE TO RECEIVE THE TRANSFER OF CARE OF THE NEWBORN.”;**

in line 22, strike “SINGLE UNIFORM” and substitute “STANDARD”; in line 23, after “DURING” insert “PRENATAL CARE,”; in the same line, after “LABOR” insert “, OR POSTPARTUM”; in line 25, strike “HOSPITAL-BASED”; strike beginning with “UNLESS” in line 26 down through “AFTER” in line 27 and substitute “AFTER”; in line 28, strike “CALL” and substitute “:”

**(I) CALL”;**

in line 29, strike “HOSPITAL-BASED”; in the same line, strike “AND INFORM” and substitute “:”

**(II) INFORM”;**

and in line 30, after “PATIENT” insert “; AND

**(III) ACCOMPANY THE PATIENT TO THE HOSPITAL”.**

On page 16, in line 2, strike “TO” and substitute “:

**(I) To**;

in lines 3 and 5, strike “(I)” and “(II)”, respectively, and substitute “1.” and “2.”, respectively; in line 5, after “PATIENT” insert “;AND”

**(II) TO THE ACCEPTING HEALTH CARE TEAM, A VERBAL SUMMARY OF THE CARE PROVIDED TO THE PATIENT BY THE LICENSED DIRECT-ENTRY MIDWIFE**;

in line 6, strike “8-6C-07.” and substitute “8-6C-09.”; strike beginning with “BY” in line 9 down through “SUBTITLE” in line 10 and substitute “IN ACCORDANCE WITH THIS SECTION”; in line 11, strike “AN ADDITIONAL” and substitute “**(1) THE BOARD, IN CONSULTATION WITH STAKEHOLDERS, SHALL DEVELOP AN**”; in the same line, after “AGREEMENT” insert “.

**(2) THE AGREEMENT DEVELOPED UNDER PARAGRAPH (1) OF THIS SUBSECTION**;

and in lines 14, 16, 18, 20, 21, 23, and 26, respectively, strike “(1)”, “(2)”, “(3)”, “(4)”, “(5)”, “(6)”, and “(7)”, respectively, and substitute “(I)”, “(II)”, “(III)”, “(IV)”, “(V)”, “(VI)”, and “(VII)”, respectively.

On pages 16 and 17, strike in their entirety the lines beginning with line 27 on page 16 through line 11 on page 17, inclusive.

On page 17, in line 12, strike “8-6C-09.” and substitute “8-6C-10.”; strike in their entirety lines 13 through 20, inclusive, and substitute:

“(A) BEGINNING OCTOBER 1, 2016, AND ON EACH OCTOBER 1 THEREAFTER, A LICENSED DIRECT-ENTRY MIDWIFE SHALL REPORT TO THE COMMITTEE, IN A FORM SPECIFIED BY THE BOARD, THE FOLLOWING INFORMATION REGARDING CASES IN WHICH THE LICENSED DIRECT-ENTRY MIDWIFE ASSISTED DURING THE PREVIOUS FISCAL YEAR WHEN THE INTENDED PLACE OF BIRTH AT THE ONSET OF CARE WAS AN OUT-OF-HOSPITAL SETTING:

(1) THE TOTAL NUMBER OF PATIENTS SERVED AS PRIMARY CAREGIVER AT THE ONSET OF CARE;

(2) THE NUMBER, BY COUNTY, OF LIVE BIRTHS ATTENDED AS PRIMARY CAREGIVER;

(3) THE NUMBER, BY COUNTY, OF CASES OF FETAL DEMISE, INFANT DEATHS, AND MATERNAL DEATHS ATTENDED AS PRIMARY CAREGIVER AT THE DISCOVERY OF THE DEMISE OR DEATH;

(4) THE NUMBER OF WOMEN WHOSE PRIMARY CARE WAS TRANSFERRED TO ANOTHER HEALTH CARE PRACTITIONER DURING THE ANTEPARTUM PERIOD AND THE REASON FOR TRANSFER;

(5) THE NUMBER, REASON FOR, AND OUTCOME OF EACH NONEMERGENCY HOSPITAL TRANSFER DURING THE INTRAPARTUM OR POSTPARTUM PERIOD;

(6) THE NUMBER, REASON FOR, AND OUTCOME OF EACH URGENT OR EMERGENCY TRANSPORT OF AN EXPECTANT MOTHER IN THE ANTEPARTUM PERIOD;

(Over)

(7) THE NUMBER, REASON FOR, AND OUTCOME OF EACH URGENT OR EMERGENCY TRANSPORT OF AN INFANT OR MOTHER DURING THE INTRAPARTUM OR IMMEDIATE POSTPARTUM PERIOD;

(8) THE NUMBER OF PLANNED OUT-OF-HOSPITAL BIRTHS AT THE ONSET OF LABOR AND THE NUMBER OF BIRTHS COMPLETED IN AN OUT-OF-HOSPITAL SETTING;

(9) A BRIEF DESCRIPTION OF ANY COMPLICATIONS RESULTING IN THE MORBIDITY OR MORTALITY OF A MOTHER OR A NEONATE; AND

(10) ANY OTHER INFORMATION REQUIRED BY THE BOARD IN REGULATIONS.

(B) THE BOARD SHALL SEND A WRITTEN NOTICE OF NONCOMPLIANCE TO EACH LICENSEE WHO FAILS TO MEET THE REPORTING REQUIREMENTS UNDER SUBSECTION (A) THIS SECTION.

(C) A LICENSED DIRECT-ENTRY MIDWIFE WHO FAILS TO COMPLY WITH THE REPORTING REQUIREMENTS UNDER THIS SECTION SHALL BE PROHIBITED FROM LICENSE RENEWAL UNTIL THE INFORMATION REQUIRED UNDER SUBSECTION (A) THIS SECTION IS REPORTED.

(D) THE COMMITTEE SHALL MAINTAIN THE CONFIDENTIALITY OF ANY REPORT SUBMITTED UNDER SUBSECTION (A) THIS SECTION.”;

in line 21, strike “(B)” and substitute “(E)”; in line 23, strike “PROVIDERS” and substitute “PRACTITIONERS”; after line 24, insert:

“(G) A LICENSED DIRECT-ENTRY MIDWIFE ATTENDING AN OUT-OF-HOSPITAL DELIVERY SHALL:

(1) FOR ANY LIVE BIRTH, COMPLETE AND SUBMIT A BIRTH CERTIFICATE IN ACCORDANCE WITH § 4-208 OF THE HEALTH – GENERAL ARTICLE; AND

(2) FOR ANY DEATH, MAKE ALL MEDICAL RECORDS AVAILABLE AND COMMUNICATE RELEVANT CIRCUMSTANCES OF THE DEATH TO THE INDIVIDUAL RESPONSIBLE FOR COMPLETING THE CERTIFICATE OF DEATH UNDER § 4-212 OR § 4-213 OF THE HEALTH – GENERAL ARTICLE.”;

and in line 25, strike “**8-6C-10.**” and substitute “**8-6C-11.**”.

On page 18, in line 2, strike “**(4)**” and substitute “**(3)**”; in line 5, strike “**SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, TWO**” and substitute “**TWO**”; strike beginning with “**WHO**” in line 6 down through “**PRACTICE**” in line 12; strike in their entirety lines 16 through 20, inclusive; in line 21, strike “**(4)**” and substitute “**(3)**”; in line 29, strike “**(1)**”; and in line 30, strike “**APPOINTED ON OR BEFORE SEPTEMBER 30, 2021**”.

On page 19, strike beginning with “**(I)**” in line 1 down through “**(II)**” in line 4 and substitute “**(1)**”; in line 6, strike “**(III)**” and substitute “**(2)**”; and strike in their entirety lines 8 through 13, inclusive.

On page 20, in line 16, strike “**3**” and substitute “**4**”.

On page 21, in line 17, strike “**8-6C-11.**” and substitute “**8-6C-12.**”; strike beginning with “**IN**” in line 18 down through “**THE**” in line 19 and substitute “**THE**”; and strike beginning with “**CREATE**” in line 24 down through “**(4)**” in line 27.

(Over)

On page 22, in line 6, strike “**MANA STATS ANNUAL SUMMARY**” and substitute “**THE**”; in the same line, strike “**FROM**” and substitute “**REQUIRED TO BE SUBMITTED BY**”; in line 7, after “**MIDWIFE**” insert “**UNDER § 8-6C-10(A) OF THIS SUBTITLE**”; and in line 10, after “**SUBTITLE**” insert a period.

On pages 22 and 23, strike beginning with the comma in line 10 on page 22 down through the semicolon in line 12 on page 23.

On page 23, in line 16, strike “**SUBMIT AN ANNUAL**” and substitute “**SUBJECT TO SUBSECTION (B) OF THIS SECTION, BEGINNING NOVEMBER 1, 2016, AND ON EACH NOVEMBER 1 THEREAFTER, SUBMIT A**”; strike beginning with “**(I)**” in line 17 down through “**PROVIDER**” in line 27 and substitute “**(I) A SUMMARY OF THE INFORMATION INCLUDED IN REPORTS SUBMITTED TO THE COMMITTEE BY LICENSED DIRECT-ENTRY MIDWIVES UNDER § 8-6C-10(A) OF THIS SUBTITLE; AND**”

**(II) ANY OTHER INFORMATION IDENTIFIED BY THE BOARD**”;

after line 27, insert:

**(B) THE COMMITTEE MAY NOT INCLUDE ANY PERSONALLY IDENTIFYING INFORMATION IN THE REPORT SUBMITTED TO THE BOARD UNDER SUBSECTION (A)(11) OF THIS SECTION.**

**(C) BEGINNING DECEMBER 1, 2016, AND ON EACH DECEMBER 1 THEREAFTER, THE BOARD SHALL SUBMIT TO THE SENATE EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE AND THE HOUSE HEALTH AND GOVERNMENT OPERATIONS COMMITTEE, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE:**

**(1) THE REPORT SUBMITTED TO THE BOARD UNDER SUBSECTION (A)(11) OF THIS SECTION;**

**(2) IN CONSULTATION WITH THE COMMITTEE, ANY RECOMMENDATIONS REGARDING THE CONTINUATION AND IMPROVEMENT OF THE LICENSURE OF LICENSED DIRECT-ENTRY MIDWIVES IN THE STATE; AND**

**(3) ANY RECOMMENDATIONS REGARDING EXPANDING THE SCOPE OF PRACTICE OF LICENSED DIRECT-ENTRY MIDWIVES; AND**

**(4) ANY RECOMMENDATIONS, INCLUDING RECOMMENDATIONS FOR LEGISLATION, REGARDING THE SCOPE OF PRACTICE OF LICENSED DIRECT-ENTRY MIDWIVES TO INCLUDE VAGINAL BIRTH AFTER CESAREAN.”;**

and in line 28, strike “**8-6C-12.**” and substitute “**8-6C-13.**”.

On page 24, strike beginning with “**HOLD**” in line 13 down through “**PEDIATRICS**” in line 14 and substitute “**HAVE COMPLETED IN THE PAST 2 YEARS THE AMERICAN ACADEMY OF PEDIATRICS/AMERICAN HEART ASSOCIATION NEONATAL RESUSCITATION PROGRAM (NRP)**”; in line 20, after the first “**CERTIFIED**” insert “**BY NARM**”; in line 26, strike “**5**” and substitute “**2**”; in line 27, strike “**40**” and substitute “**50**”; in the same line, strike “**ACCREDITED AND BOARD-APPROVED**”; in line 28, after “**UNITS**” insert “**APPROVED BY THE BOARD AND ACCREDITED BY MEAC, THE AMERICAN COLLEGE OF NURSE MIDWIVES, OR THE ACCREDITING COUNCIL FOR CONTINUING MEDICAL EDUCATION**”; in the same line, strike “**A MINIMUM OF 8 HOURS OF PHARMACOLOGY AND**” and substitute “**;**”

**A.**”;

(Over)

in line 29, after “TRAINING” insert “SUCH AS A BIRTH EMERGENCY SKILLS TRAINING (BEST) OR AN ADVANCED LIFE SAVING IN OBSTETRICS (ALSO) COURSE; AND”

**B. THE REMAINING 36 HOURS DIVIDED AMONG AND INCLUDING HOURS IN THE AREAS OF PHARMACOLOGY, LAB INTERPRETATION OF PREGNANCY, ANTEPARTUM COMPLICATIONS, INTRAPARTUM COMPLICATIONS, POSTPARTUM COMPLICATIONS, AND NEONATAL CARE**”;

and in line 30, strike “8-6C-13.” and substitute “8-6C-14.”.

On page 25, in line 10, strike “8-6C-14.” and substitute “8-6C-15.”; and in lines 23 and 24, strike “THE PROVISIONS OF”.

On pages 25 and 26, strike in their entirety the lines beginning with line 25 on page 25 through line 9 on page 26, inclusive.

On page 27, in line 8, strike “EFFECTIVE” and substitute “ACTIVE”.

On page 28, strike beginning with “DATA” in line 14 down through “MANA” in line 16 and substitute “THE ANNUAL REPORTS REQUIRED UNDER § 8-6C-10(A) OF THIS SUBTITLE”; strike beginning with “IF” in line 20 down through “STATUS” in line 23 and substitute “THE BOARD SHALL PLACE A LICENSEE ON INACTIVE STATUS IF THE LICENSEE:”

**(1) FAILS TO PROVIDE SATISFACTORY EVIDENCE OF COMPLIANCE WITH ANY CONTINUING EDUCATION REQUIREMENTS SET UNDER THIS SECTION FOR LICENSE RENEWAL; OR**



**(2) FAILS TO SUBMIT THE ANNUAL REPORT REQUIRED UNDER § 8-6C-10(A) OF THIS SUBTITLE**.

On page 29, in lines 3 and 12, in each instance, strike “**REQUIREMENT**” and substitute “**AND DATA REPORTING REQUIREMENTS**”.

On pages 32 and 33, strike in their entirety the lines beginning with line 26 on page 32 through line 2 on page 33, inclusive.

On page 33, in lines 3, 5, 6, 9, 14, 16, 18, and 20, strike “**(22)**”, “**(23)**”, “**(24)**”, “**(25)**”, “**(27)**”, “**(28)**”, “**(29)**”, and “**(30)**”, respectively, and substitute “**(20)**”, “**(21)**”, “**(22)**”, “**(23)**”, “**(24)**”, “**(25)**”, “**(26)**”, and “**(27)**”, respectively; and strike in their entirety lines 12 and 13; in line 19, strike “**OR**”; in line 22, after “**SKILLS**” insert “**; OR**”.

**(28) FAILS TO FILE A REPORT REQUIRED UNDER THIS SUBTITLE**.

On page 34, in line 12, strike “**CDEM**” and substitute “**LDEM**”; in line 13, strike “**CERTIFIED**” and substitute “**LICENSED**”; in line 20, strike “**TECHNICIANS**” and substitute “**SERVICES PROVIDERS**”; in line 21, after “**ARISING**” insert “**SOLELY**”; in line 22, strike the first “**OF**” and substitute “**OR**”; and in line 26, after “**MIDWIFE**” insert “**OR RECEIVES NOTIFICATION OF A DELIVERY UNDER § 6-6C-02(B)(15) OF THIS SUBTITLE OR THE TRANSFER OF RECORDS UNDER § 8-6C-02(B)(16) OF THIS SUBTITLE**”.

On page 35, in line 4, before “**A**” insert:

**(A) THIS SECTION DOES NOT APPLY TO A VIOLATION OF § 8-6C-10(A) OF THIS SUBTITLE.**

**(B)**;

(Over)

and in line 8, strike “**MARYLAND HOME BIRTH SAFETY ACT**” and substitute “**MARYLAND LICENSURE OF DIRECT-ENTRY MIDWIVES ACT**”.

On pages 36 through 40, strike in their entirety the lines beginning with line 1 on page 36 through line 20 on page 40, inclusive.

On page 40, in line 21, strike “3.” and substitute “2.”; in line 24, strike “a midwifery formulary” and substitute “:

(1) the standardized transfer form required to be developed under § 8-6C-08(e)(1) of the Health Occupations Article, as enacted by Section 1 of this Act;

(2) the standardized informed consent agreement required to be developed under §8-6C-13(a)(3) of the Health Occupations Article, as enacted by Section 1 of this Act; and

(3) a midwifery formulary”.

On page 41, in line 1, after “Maryland” insert “Chapter of the”; in line 3, strike “and”; after line 3, insert:

“(4) the Maryland Chapter of the American Academy of Pediatrics; and”;

in line 6, after “the” insert “transfer forms, informed consent forms, and”; strike beginning with “establishment” in line 7 down through “and” in line 8 and substitute “content and use of the standardized transfer form required to be developed under § 8-6C-08(e)(1) of the Health Occupations Article, as enacted by Section 1 of this Act;

(3) make recommendations regarding the content and use of the standardized informed consent agreement required to be developed under § 8-6C-13(a)(3) of the Health Occupations Article, as enacted by Section 1 of this Act; and”;

in line 9, strike “(3)” and substitute “(4)”; in line 11, after “and” insert “explain”; in the same line, strike “midwifery formulary council will decide” and substitute “workgroup decided”; in line 13, strike “June” and substitute “January”; strike beginning with the comma in line 14 down through “Committee” in line 16 and substitute “to the State Board of Nursing”; after line 16, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) On or before December 1, 2016, the Department of Legislative Services shall compile and analyze data on the outcomes of vaginal births after cesarean attended by licensed certified professional midwives in out-of-hospital settings from other states and by licensed midwives in out-of-hospital settings in other countries.

(b) The data compiled and analyzed under subsection (a) of this section shall include information, as available, on the incidence of uterine rupture, vaginal birth after cesarean success rates, transfer rates, and information on evidence of adverse outcomes.

(c) The Department shall:

(1) report, in accordance with § 2-1246 of the State Government Article, on the data compiled and analyzed under subsection (a) of this section to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee; and

(2) provide the data to the State Board of Nursing.”;

in line 18, strike “Sections” and substitute “Section”; in the same line, strike “and 2”; and in line 19, strike “June” and substitute “December”.

On pages 41 and 42, strike in their entirety the lines beginning with line 20 on page 41 through line 4 on page 42, inclusive.

(Over)

On page 42, in lines 5 and 11, strike “6.” and “7.”, respectively, and substitute “5.” and “6.”, respectively; and strike beginning with “Section” in line 12 down through “regulations.” in line 17.