

**BILL SUMMARY**  
2<sup>nd</sup> Session of the 57<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>HB 3559</b>
<b>Version:</b>	<b>Proposed Committee Substitute</b>
<b>Request Number:</b>	<b>10872</b>
<b>Author:</b>	<b>Roe</b>
<b>Date:</b>	<b>2/24/2020</b>
<b>Impact:</b>	<b>Minimal: 21K</b>

**Research Analysis**

The PCS to HB 3559 creates Shepherd's Law, requiring the licensure of practicing midwives. The measure defines the scope of practice for midwifery and licensure requirements. Licensure requirements do not apply to certified nurse-midwives, student midwives, childbirth educators, or persons assisting childbirth in an emergency. The State Commissioner of Health is directed to promulgate rules to establish licensure requirements and qualifications, drugs approved for use by licensed midwives, fees for licensure, and penalties for violations. Penalty fines may not exceed \$5,000. The midwife licensure fee is set at \$1,000 and the license will be valid for three years. The applicant must provide evidence that he or she has been certified by the North American Registry of Midwives or the American Midwifery Certification Board.

Practicing midwives must obtain the informed consent of the pregnant woman. The State Department of Health is directed to provide the informed consent form on its website. Midwives must also provide information related to their credentials and malpractice insurance status to potential clients. Licensed midwives are required to call for assistance in the event of an emergency.

The measure also creates the Advisory Committee on Midwifery directed to meet semiannually in order to advise the Commissioner on matters pertaining to midwifery, such as practice standards and continuing education requirements. The committee is also directed to review complaints and make recommendations related to disciplinary action against licensees. The measure outlines membership of the committee and sets a sunset date for 2026.

Lastly, the State Department of Health is directed to maintain a list of all licensed midwives in the state. The list must be a public document. Further, the department is directed to provide a county-specific list to each county clerk.

Prepared By: Anna Rouw

**Fiscal Analysis**

The PCS to HB 3559 is anticipated to cost around 31K for decals and educational information; 9K in revenue. Total cost: 21K

Prepared By: Stacy Johnson

**Other Considerations**

None.

