



Sen. Jacqueline Y. Collins

**Filed: 5/10/2019**

10100HB0002sam001

LRB101 03317 CPF 60522 a

1 AMENDMENT TO HOUSE BILL 2

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 2 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Medical Patient Rights Act is amended by  
5 adding Section 3.4 as follows:

6 (410 ILCS 50/3.4 new)

7 Sec. 3.4. Rights of women; pregnancy and childbirth.

8 (a) In addition to any other right provided under this Act,  
9 every woman has the following rights with regard to pregnancy  
10 and childbirth:

11 (1) The right to receive health care before, during,  
12 and after pregnancy and childbirth.

13 (2) The right to receive care for her and her infant  
14 that is consistent with generally accepted medical  
15 standards.

16 (3) The right to choose a certified nurse midwife or

1       physician as her maternity care professional.

2           (4) The right to choose her birth setting from the full  
3 range of birthing options available in her community.

4           (5) The right to leave her maternity care professional  
5 and select another if she becomes dissatisfied with her  
6 care, except as otherwise provided by law.

7           (6) The right to receive information about the names of  
8 those health care professionals involved in her care.

9           (7) The right to privacy and confidentiality of  
10 records, except as provided by law.

11           (8) The right to receive information concerning her  
12 condition and proposed treatment, including methods of  
13 relieving pain.

14           (9) The right to accept or refuse any treatment, to the  
15 extent medically possible.

16           (10) The right to be informed if her caregivers wish to  
17 enroll her or her infant in a research study in accordance  
18 with Section 3.1 of this Act.

19           (11) The right to access her medical records in  
20 accordance with Section 8-2001 of the Code of Civil  
21 Procedure.

22           (12) The right to receive information in a language in  
23 which she can communicate in accordance with federal law.

24           (13) The right to receive emotional and physical  
25 support during labor and birth.

26           (14) The right to freedom of movement during labor and

1 to give birth in the position of her choice, within  
2 generally accepted medical standards.

3 (15) The right to contact with her newborn, except  
4 where necessary care must be provided to the mother or  
5 infant.

6 (16) The right to receive information about  
7 breastfeeding.

8 (17) The right to decide collaboratively with  
9 caregivers when she and her baby will leave the birth site  
10 for home, based on their conditions and circumstances.

11 (18) The right to be treated with respect at all times  
12 before, during, and after pregnancy by her health care  
13 professionals.

14 (19) The right of each patient, regardless of source of  
15 payment, to examine and receive a reasonable explanation of  
16 her total bill for services rendered by her maternity care  
17 professional or health care provider, including itemized  
18 charges for specific services received. Each maternity  
19 care professional or health care provider shall be  
20 responsible only for a reasonable explanation of those  
21 specific services provided by the maternity care  
22 professional or health care provider.

23 (b) The Department of Public Health, Department of  
24 Healthcare and Family Services, Department of Children and  
25 Family Services, and Department of Human Services shall post  
26 information about these rights on their publicly available

1 websites. Every health care provider, day care center licensed  
2 under the Child Care Act of 1969, Head Start, and community  
3 center shall post information about these rights in a prominent  
4 place and on their websites, if applicable.

5 (c) The Department of Public Health shall adopt rules to  
6 implement this Section.

7 (d) Nothing in this Section or any rules adopted under  
8 subsection (c) shall be construed to require a physician,  
9 health care professional, hospital, hospital affiliate, or  
10 health care provider to provide care inconsistent with  
11 generally accepted medical standards or available capabilities  
12 or resources.

13 Section 99. Effective date. This Act takes effect January  
14 1, 2020.".