



Rep. Mary E. Flowers

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10200HB5012ham001

LRB102 24883 CPF 36412 a

1 AMENDMENT TO HOUSE BILL 5012

2 AMENDMENT NO. _____. Amend House Bill 5012 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Birth Center Licensing Act is amended by
5 changing Sections 5 and 25 as follows:

6 (210 ILCS 170/5)

7 Sec. 5. Definitions. In this Act:

8 "Birth center" means a designated site, other than a
9 hospital:

10 (1) in which births are planned to occur following a
11 normal, uncomplicated, and low-risk pregnancy;

12 (2) that is not the pregnant person's usual place of
13 residence;

14 (3) that is exclusively dedicated to serving the
15 childbirth-related needs of pregnant persons and their
16 newborns, and has no more than 10 beds;

1 (4) that offers prenatal care and community education
2 services and coordinates these services with other health
3 care services available in the community; and

4 (5) that does not provide general anesthesia or
5 surgery.

6 "Certified nurse midwife" means an advanced practice
7 registered nurse licensed in Illinois under the Nurse Practice
8 Act with full practice authority or who is delegated such
9 authority as part of a written collaborative agreement with a
10 physician who is associated with the birthing center or who
11 has privileges at a nearby birthing hospital.

12 "Department" means the Illinois Department of Public
13 Health.

14 "Hospital" does not include places where pregnant females
15 are received, cared for, or treated during delivery if it is in
16 a licensed birth center, nor include any facility required to
17 be licensed as a birth center.

18 "Licensed certified professional midwife" means a person
19 who has successfully met the requirements under Section 45 of
20 the Licensed Certified Professional Midwife Practice Act and
21 holds an active license to practice as a licensed certified
22 professional midwife in Illinois.

23 "Physician" means a physician licensed to practice
24 medicine in all its branches in Illinois.

25 (Source: P.A. 102-518, eff. 8-20-21.)

1 (210 ILCS 170/25)

2 Sec. 25. Staffing.

3 (a) A birth center shall have a clinical director, who may
4 be:

5 (1) a physician who is either certified or eligible
6 for certification by the American College of Obstetricians
7 and Gynecologists or the American Board of Osteopathic
8 Obstetricians and Gynecologists or has hospital
9 obstetrical privileges; or

10 (2) a certified nurse midwife.

11 (b) The clinical director shall be responsible for:

12 (1) the development of policies and procedures for
13 services as provided by Department rules;

14 (2) coordinating the clinical staff and overall
15 provision of patient care;

16 (3) developing and approving policies defining the
17 criteria to determine which pregnancies are accepted as
18 normal, uncomplicated, and low-risk; and

19 (4) developing and approving policing regarding the
20 anesthesia services available at the center.

21 (c) An obstetrician, family practitioner, ~~or~~ certified
22 nurse midwife, or licensed certified professional midwife
23 shall attend each person in labor from the time of admission
24 through birth and throughout the immediate postpartum period.
25 Attendance may be delegated only to another physician, ~~or~~ a
26 certified nurse midwife, or a licensed certified professional

1 midwife.

2 (d) A second staff person shall be present at each birth
3 who:

4 (1) is licensed or certified in Illinois in a
5 health-related field and under the supervision of a
6 physician, ~~or~~ a certified nurse midwife, or a licensed
7 certified professional midwife who is in attendance;

8 (2) has specialized training in labor and delivery
9 techniques and care of newborns; and

10 (3) receives planned and ongoing training as needed to
11 perform assigned duties effectively.

12 (Source: P.A. 102-518, eff. 8-20-21.)".