

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 3343-01  
Bill No.: HB 974  
Subject: Health Care; Health Care Professionals; Health, Public; Medical Procedures and Personnel  
Type: Original  
Date: December 29, 2005

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
<b>FUND AFFECTED</b>	<b>FY 2007</b>	<b>FY 2008</b>	<b>FY 2009</b>
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2007</b>	<b>FY 2008</b>	<b>FY 2009</b>
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.  
This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

### FISCAL ANALYSIS

#### ASSUMPTION

Officials from the **Department of Economic Development - Division of Professional Registration** state having reviewed the proposed legislation and having sought the conclusion of the appropriate board(s), they are of the opinion the proposal, in its present form, will have no fiscal impact on their organization.

<u>FISCAL IMPACT - State Government</u>	FY 2007 (10 Mo.)	FY 2008	FY 2009
	<u><b>\$0</b></u>	<u><b>\$0</b></u>	<u><b>\$0</b></u>

<u>FISCAL IMPACT - Local Government</u>	FY 2007 (10 Mo.)	FY 2008	FY 2009
	<u><b>\$0</b></u>	<u><b>\$0</b></u>	<u><b>\$0</b></u>

#### FISCAL IMPACT - Small Business

The proposal would have an administrative fiscal impact on midwives.

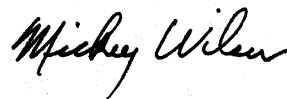
## DESCRIPTION

This proposal specifies that it is the intent of the General Assembly to recognize the right of a woman to give birth in the setting and with the caregiver of her choice. A caregiver includes a person who provides midwifery services; however, this service does not include the practice of medicine, nursing, nurse- midwifery, or any other medical or healing practice. Every midwife is required to provide a written disclosure statement informing each client of his or her current certified professional midwife credentials, completion of at least 10 hours per year of continuing education and three hours of peer review, and an affidavit stating that he or she has attended a minimum of 40 births in the home setting. The disclosure must also state the number of years of experience, number of deliveries as a midwife, possible benefits and risks, certification in CPR or neonatal resuscitation, malpractice or liability insurance coverage, and a contingency plan in the event of an emergency. A midwife does not have to provide a current certified professional midwife credential, as long as the individual is at least 21 years of age, a resident of this state, passed the North American Registry of Midwives Skills Assessment, and provides an affidavit that he or she has provided the service of midwifery for at least 15 of the last 20 years prior to August 28, 2006. Only the midwife who provided care to the client will be held liable for negligent, willful, or wanton acts or omissions.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

## SOURCES OF INFORMATION

Department of Economic Development -  
Division of Professional Registration

A handwritten signature in black ink that reads "Mickey Wilson". The signature is written in a cursive, flowing style.

Mickey Wilson, CPA

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