

**SUBSTITUTE FOR
HOUSE BILL NO. 5172**

A bill to amend 1978 PA 368, entitled
"Public health code,"
(MCL 333.1101 to 333.25211) by adding section 9129.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 9129. (1) Subject to appropriation, the department shall
2 establish and implement a program to register a perinatal
3 facility's confirmed verification as a level I, II, III, or IV
4 maternal care facility. The department shall establish the criteria
5 for a perinatal facility to report the facility's confirmed
6 verification as a level I, II, III, or IV maternal care facility,
7 with level I providing basic care to a pregnant individual or fetus
8 and level IV providing the most advanced care to a pregnant
9 individual or fetus with 1 or more of the most complex maternal



1 conditions.

2 (2) A perinatal facility seeking registration as a level I,
3 II, III, or IV maternal care facility under the program may
4 register its confirmed verification with the department on a form
5 and in a manner required by the department. The department shall
6 register a perinatal facility as a level I, II, III, or IV maternal
7 care facility if the perinatal facility demonstrates to the
8 satisfaction of the department that the verification program
9 criteria have been met. The department shall publish and annually
10 update on its website a list of each perinatal facility's confirmed
11 maternal level of care.

12 (3) If the department does not receive the verification
13 required by the program, the perinatal facility's maternal level of
14 care will not be listed on the website registry.

15 (4) This section does not require a perinatal facility to seek
16 a registration as a level I, II, III, or IV maternal care facility.
17 However, a perinatal facility that does not hold a verification as
18 a level I, II, III, or IV maternal care facility under the program
19 shall not advertise or otherwise hold itself out to the public as
20 providing level I, II, III, or IV maternal care or as holding a
21 verification as a level I, II, III, or IV maternal care facility.

22 (5) In developing criteria for purposes of the program, the
23 department shall consult with recognized entities that are involved
24 in providing services in a perinatal facility, including the
25 Michigan Perinatal Quality Collaborative, the Michigan Health and
26 Hospital Association, the Michigan Council for Maternal Child and
27 Health, the American College of Obstetricians and Gynecologists,
28 and the American College of Nurse Midwives. In establishing
29 criteria for recognizing a perinatal facility as a level I, II,



1 III, or IV maternal care facility, the department shall enter into
2 a partnership with the maternal levels of care verification program
3 established by the Joint Commission and the maternal care obstetric
4 care consensus established by the American College of Obstetricians
5 and Gynecologists.

6 (6) Subject to appropriation, the department may provide an
7 incentive payment to a hospital for achievement of a maternal level
8 of care verification. The criteria for an incentive payment may
9 include the following:

10 (a) A tool and self-assessment determined appropriate by the
11 department to report the confirmed facility's maternal level of
12 care.

13 (b) Data collection and reporting.

14 (c) Patient volume.

15 (d) Practice guidelines.

16 (e) Coordination with and the referral of a patient to and
17 from another facility.

18 (f) Implementing safety bundles.

19 (7) The department may provide on-site technical assistance to
20 a perinatal facility.

21 (8) As used in this section:

22 (a) "Perinatal facility" means a hospital licensed under
23 article 17 that provides maternal care.

24 (b) "Program" means the program described in subsection (1).

