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House Bill 5172 (Substitute H-2 as passed by the House)
Sponsor: Representative Carol Glanville
House Committee: Health Policy
Senate Committee: Health Policy

Date Completed: 12-11-24

CONTENT

The bill would amend Part 91 (General Provisions) of the Public Health Code to do the following:

- Require the Department of Health and Human Services (DHHS), subject to appropriation, to establish and implement a program that registered a perinatal facility as a Level I, Level II, Level III, or Level IV maternal care facility.**
- Require the DHHS to publish and update on its website a list of each perinatal facility for which the DHHS had registered under the program.**
- Allow the DHHS, subject to appropriation, to provide an incentive payment to a perinatal facility that registered with the DHHS under the program.**

Subject to appropriation, the DHHS would have to establish and implement a program to register a perinatal facility as a Level I, II, III, or IV maternal care facility. The DHHS would have to register a perinatal facility as a level I, II, III, or IV maternal care facility under the program if the facility demonstrated to the satisfaction of the DHHS that the facility held a verification as a Level I, II, III, or IV maternal care facility from the Joint Commission¹ or an equivalent organization, as determined by the DHHS. The DHHS would have to establish procedures for a perinatal facility to report a verification to the DHHS.

"Perinatal facility" would mean a hospital licensed under Article 17 (Facilities and Agencies) of the Code that provides maternal care.

A perinatal facility seeking to register as a level I, II, III, or IV maternal care facility under the program would have to report the verification described above to the DHHS once every three years on a form and in a manner required by the DHHS.

The DHHS would have to publish and update on its website a list of each perinatal facility for which the DHHS had registered under the program. The DHHS would have to update the list within 30 days after registering a perinatal facility under the program. The list would have to include the name of the perinatal facility and the facility's maternal level of care, as confirmed by the DHHS under the program. The DHHS could not list a perinatal facility's name or maternal level of care on the DHHS's website if the perinatal facility were not registered under the program.

In developing procedures for reporting a verification described above, the DHHS would have to consult with recognized entities that were involved in providing services in a perinatal facility, including the Michigan Perinatal Quality Collaborative, the Michigan Health and Hospital Association, the Michigan Council for Maternal Child and Health, the American College

¹ The Joint Commission is an organization that evaluates and accredits healthcare organizations.

of Obstetricians and Gynecologists, and the American College of Nurse Midwives. The DHHS would have to enter into a partnership with the maternal levels of care verification program established by the Joint Commission and the Maternal Care Obstetric Care Consensus established by the American College of Obstetricians and Gynecologists for purposes of the program.

The DHHS could provide on-site technical assistance to a perinatal facility that was seeking a verification described above or to register under the program.

Subject to appropriation, the DHHS could provide an incentive payment to a perinatal facility that registered with the DHHS under the program. The DHHS would have to consider all the following criteria for the award of an incentive payment:

- Data collection and reporting at the perinatal facility.
- Patient volume at the perinatal facility.
- Practice guidelines at the perinatal facility.
- The perinatal facility's coordination with and the referral of a patient to and from another facility.
- The perinatal facility's implementation of safety bundles.

Proposed MCL 333.9129

Legislative Analyst: Alex Krabill

FISCAL IMPACT

The bill would have an indeterminate negative fiscal impact on the DHHS and local units of government. The DHHS would incur costs from the creation and implementation of a program to register a perinatal facility as a Level I, Level II, Level III, or Level IV maternal care facility, as well as from the provision of incentive payments to maternal care facilities that register with the DHHS. Local units of government that operate a perinatal facility could face increased costs from requirements necessary to meet the Level I, Level II, Level III, or Level IV designation. The magnitude of the fiscal impact would depend on the amount appropriated by the Legislature to implement the provisions of the bill.

Fiscal Analyst: Ellyn Ackerman

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.