

State of South Dakota

SEVENTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 1998

772B0818

HOUSE BILL NO. 1302

Introduced by: Representative Koskan and Senator Johnson (William)

1 FOR AN ACT ENTITLED, An Act to provide for and to regulate the practice of independent
2 midwifery.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. The Legislature finds that the practice of independent midwifery is a legitimate
5 service to South Dakota families.

6 Section 2. Any person who desires to offer services as a midwife shall first register with the
7 Department of Commerce and Regulation. The department shall prescribe a registration form
8 for this purpose and may charge a registration fee of ten dollars.

9 Section 3. Any person before rendering services as a midwife shall fully inform any
10 prospective client of the midwife's background and experience, describe the type of care to be
11 provided, and obtain the client's informed consent.

12 Section 4. Nothing in this Act limits the right of any hospital to determine who shall have
13 practice privileges in the facility.

14 Section 5. No physician is liable for any care rendered by a midwife to a client if that client
15 subsequently enters the care of a physician.