

State of South Dakota

SEVENTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2000

490D0615

HOUSE BILL NO. 1177

Introduced by: Representatives Hunt, Duenwald, Engbrecht, and Koskan and Senators Lawler, Kloucek, and Staggers

1 FOR AN ACT ENTITLED, An Act to require an attendant to a home birth to provide certain
2 disclosures to the woman giving birth.

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

4 Section 1. That chapter 36-2 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 Any person not licensed pursuant to chapters 36-2 to 36-11, inclusive, other than a family
7 member, who attends a home birth shall provide to the woman giving birth, a written disclosure
8 signed by the attendant, and acknowledged by the woman giving birth, that includes:

- 9 (1) A declaration whether or not the attendant is a certified nurse midwife, a registered
10 nurse, or a physician;
- 11 (2) The number of home births attended during the previous five years;
- 12 (3) The education, training, and experience of the attendant;
- 13 (4) A description of the natural birth process and pre-natal and postpartum care routinely
14 given by the attendant in connection with a home birth;
- 15 (5) A declaration as to what specific medications may be prescribed by the attendant, if
16 any;

- 1 (6) A description of the risks and benefits of home birth, including the nature and
2 probability of risk of death or bodily injury;
- 3 (7) A description of the alternatives and their risks and benefits, including references to
4 hospitals, unattended births, and birth centers; and
- 5 (8) A description of the available transportation alternatives in the event the woman
6 giving birth requires transportation to a medical facility.