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**SUBSTITUTE HOUSE BILL 2016**

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**State of Washington                      65th Legislature                      2017 Regular Session**

**By House Health Care & Wellness (originally sponsored by Representatives DeBolt, Hayes, Stanford, Doglio, and Muri)**

READ FIRST TIME 02/10/17.

1            AN ACT Relating to access to midwifery and doula services for  
2 incarcerated women; adding a new section to chapter 72.09 RCW; and  
3 adding a new section to chapter 70.48 RCW.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5            NEW SECTION.    **Sec. 1.**    A new section is added to chapter 72.09  
6 RCW to read as follows:

7            (1) The department must make reasonable accommodations for the  
8 provision of available midwifery or doula services to inmates who are  
9 pregnant or who have given birth in the last six weeks. Persons  
10 providing midwifery or doula services must be granted appropriate  
11 facility access, must be allowed to attend and provide assistance  
12 during labor and childbirth where feasible, and must have access to  
13 the inmate's relevant health care information, as defined in RCW  
14 70.02.010, if the inmate authorizes disclosure.

15            (2) For purposes of this section, the following definitions  
16 apply:

17            (a) "Doula services" are services provided by a trained doula and  
18 designed to provide physical, emotional, or informational support to  
19 a pregnant woman before, during, and after delivery of a child. Doula  
20 services may include, but are not limited to: Support and assistance  
21 during labor and childbirth; prenatal and postpartum education;

1 breastfeeding assistance; parenting education; and support in the  
2 event that a woman has been or will become separated from her child.

3 (b) "Midwifery services" means medical aid rendered by a midwife  
4 to a woman during prenatal, intrapartum, or postpartum stages or to a  
5 woman's newborn up to two weeks of age.

6 (c) "Midwife" means a midwife licensed under chapter 18.50 RCW or  
7 an advanced registered nurse practitioner licensed under chapter  
8 18.79 RCW.

9 (3) Nothing in this section requires the department to establish  
10 or provide funding for midwifery or doula services, or prevents the  
11 department from adopting policy guidelines for the delivery of  
12 midwifery or doula services to inmates. Services provided under this  
13 section may not supplant health care services routinely provided to  
14 the inmate.

15 NEW SECTION. **Sec. 2.** A new section is added to chapter 70.48  
16 RCW to read as follows:

17 (1) Jails must make reasonable accommodations for the provision  
18 of available midwifery or doula services to inmates who are pregnant  
19 or who have given birth in the last six weeks. Persons providing  
20 midwifery or doula services must be granted appropriate facility  
21 access, must be allowed to attend and provide assistance during labor  
22 and childbirth where feasible, and must have access to the inmate's  
23 relevant health care information, as defined in RCW 70.02.010, if the  
24 inmate authorizes disclosure.

25 (2) For purposes of this section, the following definitions  
26 apply:

27 (a) "Doula services" are services provided by a trained doula and  
28 designed to provide physical, emotional, or informational support to  
29 a pregnant woman before, during, and after delivery of a child. Doula  
30 services may include, but are not limited to: Support and assistance  
31 during labor and childbirth; prenatal and postpartum education;  
32 breastfeeding assistance; parenting education; and support in the  
33 event that a woman has been or will become separated from her child.

34 (b) "Midwifery services" means medical aid rendered by a midwife  
35 to a woman during prenatal, intrapartum, or postpartum stages or to a  
36 woman's newborn up to two weeks of age.

37 (c) "Midwife" means a midwife licensed under chapter 18.50 RCW or  
38 an advanced registered nurse practitioner licensed under chapter  
39 18.79 RCW.

1           (3) Nothing in this section requires governing units to establish  
2 or provide funding for midwifery or doula services, or prevents the  
3 adoption of policy guidelines for the delivery of midwifery or doula  
4 services to inmates. Services provided under this section may not  
5 supplant health care services routinely provided to the inmate.

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