

STATE OF NEW YORK

4272

2025-2026 Regular Sessions

IN ASSEMBLY

January 31, 2025

Introduced by M. of A. CUNNINGHAM, JACKSON, ALVAREZ, FORREST -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to including statistics on childbirth complications, fetal losses, and other injuries in information leaflets for maternity patients

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivision 2 of section 2803-j of the public health law,
2 as amended by chapter 62 of the laws of 1996 and paragraph (m) as
3 amended and paragraphs (n), (o), (p), (q), (r) and (s) as added by chap-
4 ter 464 of the laws of 2024, is amended to read as follows:

5 2. Such leaflet shall also include statistics relating to the annual
6 percentage of maternity related procedures performed, maternal outcomes
7 and maternal deaths at such hospital or birth center, as provided by the
8 commissioner, including but not limited to the following:

9 (a) the annual number and percentage of total deaths resulting from
10 complications during childbirth, for the period between childbirth and
11 six weeks after delivery, and the top six complications from pregnancy
12 and delivery that result in such deaths broken down by the age and race
13 of the mother;

14 (b) the annual number of third trimester fetal losses and stillbirths
15 occurring at the hospital or birth center;

16 (c) the annual number and percentage of hemorrhages and injuries moth-
17 ers sustain related to childbirth including damage to tissue and organs
18 during cesarean birth, third and fourth degree tearing, broken down by
19 the age and race of the mother;

20 (d) the annual rate of cesarean sections, primary, repeat and total,
21 performed at such facility;

22 [~~(b)~~] (e) the annual percentage of women with previous cesarean
23 sections who have had a subsequent successful vaginal birth;

24 [~~(c)~~] (f) the annual percentage of deliveries by midwives;

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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1 ~~(d)~~ (g) the annual percentage of births utilizing electronic fetal
2 monitoring listed on the basis of external and internal;
3 ~~(e)~~ (h) the annual percentage of births utilizing forceps, listed on
4 the basis of low forceps delivery and mid forceps delivery;
5 ~~(f)~~ (i) the annual percentage of breech births delivered vaginally;
6 ~~(g)~~ (j) the annual percentage of births utilizing analgesia;
7 ~~(h)~~ (k) the annual percentage of births utilizing anesthesia includ-
8 ing general, spinal, epidural, and paracervical listed on the basis of
9 vaginal and cesarean births;
10 ~~(i)~~ (l) the annual percentage of births utilizing induction of
11 labor;
12 ~~(j)~~ (m) the annual percentage of births utilizing augmentation of
13 labor;
14 ~~(k)~~ (n) the annual percentage of vaginal births utilizing episiotom-
15 ies;
16 ~~(l)~~ (o) whether birthing rooms are available for use in the facili-
17 ty;
18 ~~(m)~~ (p) whether rooming-in is available in the facility, on the
19 basis of twenty-four hours a day or daytime;
20 ~~(n)~~ (q) whether the facility conducts safety drills to prepare for
21 obstetric emergencies;
22 ~~(o)~~ (r) whether the facility participates in quality improvement
23 initiatives;
24 ~~(p)~~ (s) whether the facility has an agreement and policy to arrange
25 for emergent transfer of care for critically ill pregnant people/infants
26 to higher levels of care (applicable only for those facilities that are
27 not the designated regional perinatal center or a quaternary or tertiary
28 care center with Level III-IV NICU);
29 ~~(q)~~ (t) whether the facility has a written community needs assess-
30 ment plan to reduce racial disparities and address community needs;
31 ~~(r)~~ (u) whether the facility offers, upon patient request, an autop-
32 sy for stillbirth; ~~and~~
33 ~~(s)~~ (v) whether the facility offers bereavement support for patients
34 that have suffered a stillbirth or third trimester fetal loss; and
35 (w) annual percentages of favorable maternal outcomes and success
36 rates of the maternity related procedures listed in this subdivision.

37 § 2. This act shall take effect immediately; provided, however, that
38 if chapter 464 of the laws of 2024 shall not have taken effect on or
39 before such date, then section one of this act shall take effect on the
40 same date and in the same manner as such chapter of the laws of 2024,
41 takes effect.