

**As Passed by the Senate**

**133rd General Assembly**

**Regular Session**

**2019-2020**

**Sub. S. B. No. 328**

**Senators Maharath, Kunze**

**Cosponsors: Senators Antonio, Thomas, Yuko, Lehner, Craig, Fedor, Blessing,  
Brenner, Dolan, Eklund, Manning, O'Brien, Rulli, Sykes, Williams**

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**A BILL**

To enact sections 4757.50, 4757.501, 5120.658, and 1  
5164.071 of the Revised Code regarding doula 2  
services. 3

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That sections 4757.50, 4757.501, 5120.658, and 4  
5164.071 of the Revised Code be enacted to read as follows: 5

**Sec. 4757.50.** (A) As used in this section, "doula" means a 6  
trained, nonmedical professional who provides continuous 7  
physical, emotional, and informational support to a pregnant 8  
woman during the antepartum and intrapartum period and the first 9  
six weeks of the postpartum period. 10

(B) Beginning July 1, 2021, a person shall not use or 11  
assume the title "certified doula" unless the person is 12  
certified by the counselor, social worker, and marriage and 13  
family therapist board in accordance with this section. 14

(C) The board shall adopt rules governing the practice of 15  
certified doulas, which shall include all of the following: 16

<u>(1) Requirements for certification as a doula;</u>	17
<u>(2) Requirements for renewal of a certificate and continuing education;</u>	18 19
<u>(3) Application and renewal fees;</u>	20
<u>(4) Requirements and standards of practice for certified doulas.</u>	21 22
<u>(D) The board shall develop and regularly update a registry of certified doulas. The registry shall be made available to the public on a web site maintained by the board.</u>	23 24 25
<b>Sec. 4757.501.</b> <u>(A) For the period of the pilot program described in division (B) of section 5164.071 of the Revised Code, there is hereby established within the counselor, social worker, and marriage and family therapist board the Ohio doula advisory board.</u>	26 27 28 29 30
<u>(B)(1) The Ohio doula advisory board shall consist of at least thirteen but not more than fifteen members appointed by the counselor, social worker, and marriage and family therapist board, including at least one representative from birthing beautiful communities and one representative from restoring our own through transformation.</u>	31 32 33 34 35 36
<u>The overall composition of the membership of the advisory board shall be as follows:</u>	37 38
<u>(a) Up to twenty per cent of the board's membership shall represent communities most impacted by negative maternal and infant health outcomes;</u>	39 40 41
<u>(b) Up to forty per cent of the board's membership shall be doulas with current, valid certificates issued by a community, state, or national organization recognized for</u>	42 43 44

training and certifying doulas; 45

(c) Up to forty per cent of the board's membership shall 46  
be public health officials, physicians, nurses, or social 47  
workers; 48

(d) Up to ten per cent of the board's membership shall be 49  
consumers. 50

(2) Both of the following apply to the counselor, social 51  
worker, and marriage and family therapist board in appointing 52  
members to the advisory board: 53

(a) A good faith effort shall be made to select members 54  
who represent counties with higher rates of infant and maternal 55  
mortality, particularly those counties with the largest 56  
disparities. 57

(b) Priority shall be given to individuals with direct 58  
service experience providing care to infants and pregnant and 59  
postpartum women. 60

(C) The Ohio doula advisory board, by a majority vote of a 61  
quorum of its members, shall select an individual to serve as 62  
its chairperson. The advisory board may replace a chairperson in 63  
the same manner. 64

(D) Of the initial appointments to the Ohio doula advisory 65  
board, half shall be appointed to a term of one year and half 66  
shall be appointed to a term of two years. Thereafter, all terms 67  
shall be two years. The counselor, social worker, and marriage 68  
and family therapist board shall fill a vacancy as soon as 69  
practicable. 70

(E) A member shall not receive any compensation for, and 71  
shall not be paid for any expenses incurred pursuant to, 72

fulfilling the member's duties on the Ohio doula advisory board. 73

(F) The Ohio doula advisory board shall meet at the call 74  
of the advisory board's chairperson as often as the chairperson 75  
determines necessary for timely completion of the board's duties 76  
as described in this section. 77

(G) The counselor, social worker, and marriage and family 78  
therapist board shall provide meeting space, staff services, and 79  
other technical assistance required by the Ohio doula advisory 80  
board in carrying out its duties. 81

(H) The Ohio doula advisory board shall do all of the 82  
following: 83

(1) Provide general advice, guidance, and recommendations 84  
to the counselor, social worker, and marriage and family 85  
therapist board regarding doula certification and the rules to 86  
be adopted under division (C) of section 4757.50 of the Revised 87  
Code governing the practice of certified doulas; 88

(2) Provide general advice, guidance, and recommendations 89  
to the department of medicaid regarding the pilot program 90  
described in division (B) of section 5164.071 of the Revised 91  
Code; 92

(3) Make recommendations to the medicaid director 93  
regarding rules to be adopted for purposes of section 5164.071 94  
of the Revised Code. 95

**Sec. 5120.658.** (A) As used in this section, "doula" has 96  
the same meaning as in section 4757.50 of the Revised Code. 97

(B) For a period of four years beginning on July 1, 2021, 98  
the department of rehabilitation and correction shall operate a 99  
pilot program to provide to inmates participating in any prison 100

nursery program established under section 5120.65 of the Revised Code doula services that are provided by a doula certified under section 4757.50 of the Revised Code. 101  
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(C) The department may adopt rules in accordance with Chapter 119. of the Revised Code to implement this section. 104  
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**Sec. 5164.071.** (A) As used in this section, "doula" has the same meaning as in section 4757.50 of the Revised Code. 106  
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(B) For a period of four years beginning on July 1, 2021, the medicaid program shall operate a pilot program to cover doula services that are provided by a doula if the doula has a valid provider agreement and is certified under section 4757.50 of the Revised Code. Medicaid payments for doula services shall be determined on the basis of each pregnancy, regardless of whether multiple births occur as a result of that pregnancy. 108  
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(C) Outcome measurements and incentives for the pilot program shall be consistent with Ohio's medicare-medicaid plan quality withhold methodology and benchmarks. The medicaid director shall complete an annual report regarding the pilot program outcomes. The director shall provide a copy of the report to the joint medicaid oversight committee. 115  
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(D) The medicaid director shall adopt rules under section 5164.02 of the Revised Code to implement this section. 121  
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**Section 2.** Sections 4757.50, 4757.501, 5120.658, and 5164.071 of the Revised Code are hereby repealed on July 1, 2025. 123  
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