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GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LANSING

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DIRECTOR

# Memorandum

## VIA E-MAIL

**DATE:** Thursday, July 3, 2025

**TO:** Representative Douglas Wozniak, Chair, JCAR  
Senator Paul Wojno, Alternate Chair, JCAR  
Catherine Edwards, Michigan House Republican Policy Office  
Desmond Miller, Michigan Senate Democratic Policy Office  
Tim Reeves, Counsel, JCAR  
Rachel Hugart, Counsel, JCAR

**FROM:** Mack Jones, Department Specialist, Office of Policy and Legislative Affairs

**SUBJECT:** Joint Committee on Administrative Rules (JCAR) Briefing Memo for Rule Set 2023-31 LR (Licensed Midwifery)

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## Rules Primer

The current Board of Midwifery - General Rules specify licensure requirements and regulate Licensed Midwifery practice. The current rules address the following topics:

- Definitions.
- Prelicensure education.
- Requirements for licensure and relicensure.
- Practice, conduct, and classification of conditions, including but not limited to:
  - Requirements for disclosure and informed consent.
  - Conditions that require consultation with or referral to a physician, physician's assistant, or advanced practice registered nurse.
  - Circumstances requiring emergent transfer of care.
  - Prohibited conduct.
  - Administration of specified drugs under a standing order from an appropriate health professional with prescriptive authority.
  - Reporting of patient data.
- License renewal and continuing education.

## Summary of the Final Proposed Rule

The proposed rules will do the following:

- Revise the rules' language to comply with current drafting standards.
- Add definitions for terms used in the rule set.
- Relocate substantive information from the definitions to comply with current drafting standards.
- Update licensure requirements.
- Remove duplicative information regarding the administration of drugs.
- Allow the administration of tranexamic acid by intravenous piggyback or intravenous push to prevent and treat postpartum hemorrhage.
- Allow the administration of ibuprofen to reduce postpartum discomfort.
- Update the dosage of vitamin K for prophylaxis and therapy of hemorrhagic disease of the newborn.
- Update the dosage, administration routes, and treatment duration for epinephrine for neonatal resuscitation.
- Set forth the requirements for telehealth services.
- Update the requirements for license renewal to accommodate the transition from a 2-year license cycle to a 3-year license cycle.
- Expand the topics accepted toward the 2-hour cultural awareness continuing education requirement for license renewal to include the examination of the disparate maternal and infant mortality and morbidity experienced by the LGBTQ+ community and other vulnerable and marginalized populations.

## **Stakeholder Engagement**

Development of the proposed rules occurred in consultation with members of the Board of Licensed Midwifery via a rules committee work group, which included the opportunity for the public and associations to attend and supply input. The web address for the work group minutes is [https://www.michigan.gov/lara/bureau-list/bpl/health/hp-lic-health-prof/midwifery/board/midwifery-rules-committee-work-group?sc\\_site=lara](https://www.michigan.gov/lara/bureau-list/bpl/health/hp-lic-health-prof/midwifery/board/midwifery-rules-committee-work-group?sc_site=lara).

## **Public Engagement and Public Hearing/Comment/Information**

The Department held a public hearing on December 19, 2024, at 9:00 a.m. No one spoke on the rules at the public hearing.

The public comment period ran from November 14, 2024, to December 19, 2024, at 5:00 p.m. The Department did not receive any written comments.

## **Significant Issues Not Incorporated in the Final Proposed Rules**

A rule addressing a licensed midwife's use of an ultrasound machine was suggested and discussed but did not have consensus among rules committee members and stakeholders. Therefore, the Department did not include a rule related to a midwife's use of an ultrasound machine within this rule set.

## **Correction of Obvious Errors**

The following errors occurred in R 338.17137 in the draft dated October 2, 2024, which was published in the *Michigan Register* before the public hearing:

- In Table 1 Maternal – Administration of Prescription Drugs and Medications, in the fifth row, under "Duration of Treatment" for Methylergonovine (Methergine), the word "milligram" was incorrectly formatted with a strike through "mi."
- In Table 1 Maternal – Administration of Prescription Drugs and Medications, in the second row from the bottom, under the "Dose" column for Ondansetron (Zofran), the first instance of "milligrams" was incorrectly formatted with a strike.
- In Table 2 Neonatal – Administration of Prescription Drugs and Medications, second row from the bottom, under the "Dose" column for epinephrine, inside the parentheses, "(0.02 mg/kg)" was incorrectly changed to "(0.02 milliliter per kilogram)" when implementing MOAHR's direction to change the abbreviated units of measure to whole words. The correct information is "(0.02 milligram per kilogram)".

A letter requesting correction of the obvious errors has been prepared. The letter will be submitted to MOAHR upon filing the rules with the Office of the Great Seal. Per MOAHR, if the letter to correct is submitted immediately upon filing, the errors should be corrected before the rules take effect.

cc/att: Marlon I. Brown, Director, LARA  
Adam Sandoval, Deputy Director, LARA  
Courtney Pendleton, Deputy Director, LARA  
Amy Gumbrecht, Director, Bureau of Professional Licensing, LARA  
Elizabeth Arasim, Regulatory Affairs Officer, LARA