



The Commonwealth of Massachusetts
Executive Office of Health and Human Services
Department of Public Health
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Robert Goldstein, MD, PhD
Commissioner

NOTICE OF PUBLIC HEARING

Notice is hereby given pursuant to M.G.L. c. 30A, §2 that the Board of Registration in Midwifery (“Midwifery Board”), within the Department of Public Health, will hold a public hearing regarding a new regulation: **274 CMR 3.00: *Licensed Certified Professional Midwife Licensure Requirements***.

The proposed regulation implements the requirements stated in M.G.L. c. 112, §§ **290-297** as inserted by section 38 of Chapter 186, of the Acts of 2024 *An Act Promoting Access To Midwifery Care And Out-Of-Hospital Birth Options*, establishing the licensure requirements for the new health care profession of Licensed Certified Professional Midwife.

The public hearing will be held at **2:00 p.m. on Thursday, April 23, 2026**. The hearing will be conducted on a **moderated conference call**. The information for the moderated conference call is:

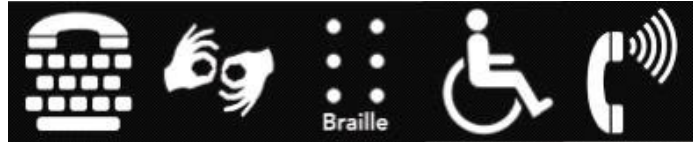
Dial-in Telephone Number: **1-888-982-4493**
Participant Code: **5561604**

A copy of the proposed regulation **274 CMR 3.00: *Licensed Certified Professional Midwife Licensure Requirements*** may be viewed on the Department’s website at www.mass.gov/dph/proposed-regulations or requested from the Office of the General Counsel by calling 617-624-5220.

Speakers who testify at the public hearing are requested to provide a copy of their oral testimony. The Department encourages all interested parties to submit testimony electronically to the following address: Reg.Testimony@mass.gov, or by mail to William Anderson, Office of the General Counsel, Department of Public Health, 250 Washington Street, Boston, MA 02108. All submissions must include the sender’s full name and address. When electronically submitting comments, type “BRMW Regulations” in the subject line and attach a Word document with your comments or type your comments in the body of your email. All submissions must include the sender’s full name and address.

The Department will post all testimony that complies with these instructions on its website. **All comments must be submitted by 5:00 p.m. on Thursday, April 23, 2026**. All comments received by the Department may be released in response to a request for public records.

If you are deaf or hard of hearing, or are a person with a disability who requires accommodation, please contact the DPH ADA Coordinator Stacy Hart at least 5 days before the hearing at Tel #857-274-1120?, email stacy.hart@mass.gov.



Small Business Impact Statement

274 CMR 3.00: Licensed Certified Professional Midwife Licensure Requirements

CMR No: 274 CMR 3.00

Estimate of the Number of Small Businesses Impacted by the Regulation: Establishment of the new license will expand access to midwifery care in birth centers. At present, there is only one community birth center in Massachusetts.

- Will small businesses have to create, file, or issue additional reports?
No. The proposed regulation does not require small businesses to create, file or issue additional supports.
- Will small businesses have to implement additional recordkeeping procedures?
No. The proposed regulation does not require small businesses to implement additional recordkeeping procedures.
- Will small businesses have to provide additional administrative oversight?
No. The proposed regulation implements a statutory authorization and is not expected to adversely impact small businesses.
- Will small businesses have to hire additional employees in order to comply with the proposed regulation?
No. The proposed regulation will not require small businesses to provide additional administrative oversight.
- Does compliance with the regulation require small businesses to hire other professionals (e.g. a lawyer, accountant, engineer, etc.)?
No. The proposed regulation implements a statutory authorization and is not expected to impact small businesses.
- Does the regulation require small businesses to purchase a product or make any other capital investments in order to comply with the regulation?
No. The proposed regulation will not require small businesses to purchase a product or make any other capital investments in order to comply with the regulation.
- Are performance standards more appropriate than design/operational standards to accomplish the regulatory objective? (Performance standards express requirements in terms of outcomes, giving the regulated party flexibility to achieve regulatory objectives and design/operational standards specify exactly what actions regulated parties must take.)
No. The proposed changes must be made through regulation to codify the statutory requirement for temporary licensure.
- Do any other regulations duplicate or conflict with the proposed regulation?
No. There are no other regulations that duplicate or conflict with this proposed regulation.
- Does the regulation require small businesses to cooperate with audits, inspections or other regulatory enforcement activities?
No. The proposed regulation does not require small businesses to cooperate with audits, inspections or other regulatory enforcement activities.
- Does the regulation require small businesses to provide educational services to keep up to date with regulatory requirements?

No. The proposed regulation does not require small businesses to provide educational services to keep up to date with regulatory requirements.

- Is the regulation likely to deter the formation of small businesses in Massachusetts?

No. The proposed regulation implements a statutory authorization designed in part to encourage the formation of small businesses in Massachusetts.

- Is the regulation likely to encourage the formation of small businesses in Massachusetts?

Yes. Establishment of the new license will expand access to midwifery care, birth centers, and home births, which may lead to increased demand for midwife services and practices.

- Does the regulation provide for less stringent compliance or reporting requirements for small businesses?

No. The proposed does not provide for less stringent compliance or reporting requirements for small businesses.

- Does the regulation establish less stringent schedules or deadlines for compliance or reporting requirements for small businesses?

No. The proposed regulation does not establish less stringent schedules or deadlines for compliance or reporting requirements for small businesses.

- Did the agency consolidate or simplify compliance or reporting requirements for small businesses?

No. The agency did not consolidate or simplify compliance or reporting requirements for small businesses.

- Can performance standards for small businesses replace design or operational standards without hindering delivery of the regulatory objective?

No. The proposed changes must be made through regulation to codify the statutory requirement for temporary licensure.

- Are there alternative regulatory methods that would minimize the adverse impact on small businesses?

No. The proposed changes must be made through regulation to codify the statutory requirement for temporary licensure and the changes are not expected to impact small businesses.