Speakers

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Staff Attorney

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ChangeLab Solutions
www.changelabsolutions.org
Our mission:
Healthy communities for all through better laws & policies
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ChangeLab Solutions is a non-partisan, nonprofit organization that educates and informs the public through objective, non-partisan analysis, study, and/or research. The primary purpose of this discussion is to address legal and/or policy options to improve public health. There is no intent to reflect a view on specific legislation.

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Agenda

The Project
50-State Survey of Baby-Friendly Hospital Laws

The Tool
LawAtlas Database of Baby-Friendly Hospital Laws

The Findings
Baby-Friendly Hospital Laws
Polls!

- How familiar are you with baby-friendly hospitals?
- Where are you?
- What do you do?
How familiar are you with baby-friendly hospitals?
1. I’m an expert!
2. I know a good amount.
3. I know a little bit.
4. This is a new topic for me.
Where are you located?
1. Northwest
2. West
3. Southwest
4. Midwest
5. Southeast
6. Mid-Atlantic
7. Northeast
8. Outside the mainland US
What do you do?
1. Academic research
2. Policy work
3. Advocacy
4. Direct services
5. Hospital administration
6. Government
7. Other
THE PROJECT
50-State Survey of Baby-Friendly Hospital Laws
Baby-Friendly Hospitals

10 Steps to Successful Breastfeeding

**AT PRENATAL VISITS**
- Inform all parents-to-be of the benefits of breastfeeding

**AMONG STAFF**
- Provide regular opportunities for staff training
- Establish a breastfeeding policy and make sure all staff are familiar with it

**DURING HOSPITAL STAY**
- Keep moms and their babies together 24 hours a day
- Help moms breastfeed for the first time within one hour of birth
- Encourage moms to feed their babies whenever they show signs of hunger
- Soothe babies at the breast or using skin-to-skin – not with pacifiers or bottles
- Refer moms to a breastfeeding support group upon discharge
- Require a physician’s order for formula
- Teach moms how to pump or hand-express milk
• Written policy
• Staff training
• Inform pregnant women about benefits and management of breastfeeding
• Breastfeeding within 1 hour of birth
• Rooming-in
• Breastfeeding on demand
• Formula only if medically necessary
• No pacifiers or artificial nipples
• Instruction on maintenance of lactation
• Support groups upon hospital discharge
Evidence on Baby-Friendly Hospitals

Higher rates of breastfeeding initiation

Hospital policies & practices can strengthen implementation

Cost varies

May reduce inequities in breastfeeding
Higher rates of breastfeeding initiation

Hospital policies & practices can strengthen implementation

Cost varies

May reduce inequities in breastfeeding

Evidence on Baby-Friendly Hospitals
baby-friendly = Baby-Friendly Hospital
LawAtlas Database

LawAtlas Website:
www.lawatlas.org/datasets/baby-friendly-hospital
Legal Epidemiology

Legal Prevention and Control

Legal Etiology

Policy Surveillance

Baby-Friendly Hospital Laws

The Baby-Friendly Hospital Initiative (BFHI) is a global initiative of UNICEF and the World Health Organization (WHO) aimed at promoting hospital policies that encourage and support breastfeeding. Baby-Friendly USA, the organization with primary responsibility for implementing BFHI in the United States, has outlined 10 evidence-based practices that hospitals can implement to support breastfeeding (the "10 Steps to Successful Breastfeeding"). These include written breastfeeding policies, staff training, rooming-in, and educating mothers about the benefits and management of breastfeeding. Several states have enacted statutes or regulations encouraging or requiring hospitals to adopt one or more of these "baby-friendly practices."

This map identifies key features of state laws and regulations regarding recommendations or requirements for hospitals related to any of the 10 Steps to Successful Breastfeeding. It also includes state laws recommending or requiring certain hospital discharge practices related to breastfeeding. Click any state below to view that state's Baby-Friendly Hospital Laws, or click here to view D.C. Read more about Baby-Friendly Hospital Laws.

Explore the law

Use the questions below to select criteria to see all the state laws with those characteristics, or click on a single state on the map on the right to see that state's law on this issue.

- Does state law address baby-friendly hospital practices?
- Does state law address hospitals' mandatory breastfeeding policies?
- Does state law require that healthcare staff be trained in the skills necessary to implement baby-friendly practices?
- Does state law require hospitals to inform patients about breastfeeding?
- Must the hospital make a breastfeeding consultant available?
- Does state law require hospitals to help mothers initiate breastfeeding within one hour of birth?
- What instruction does state law require hospitals to provide mothers?
- Does state law include requirements about when infants may be given food or drink other than breast-milk?
- Does state law require hospitals to permit rooming-in?
- Does state law require that hospitals allow mothers to breastfeed on demand?
Does state law address baby-friendly hospital practices?

Explore the law
Use the questions below to select criteria to see all the state laws with those characteristics, or click on a single state on the map on the right to see that state's law on this issue.

Does state law address baby-friendly hospital practices?
- Yes
- No

Are hospitals required to comply with baby-friendly hospital practices?
- Yes, the practices are mandatory
- No, the practices are voluntary
- No, but facilities must adhere to certain guidelines if they implement baby-friendly practices

Does the law explicitly reference Baby-Friendly Hospital Initiative (BFHI) or Baby-Friendly USA?
- Yes, BFHI
- Yes, Baby-Friendly USA
- No

Does state law address hospitals' mandatory breastfeeding policies?

Does state law require that healthcare staff be trained in the skills necessary to implement baby-friendly practices?

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Must the hospital make a breastfeeding consultant available?

Does state law require hospitals to help mothers initiate breastfeeding within one hour of birth?

What instruction does state law require hospitals to provide mothers?
### Does state law address baby-friendly hospital practices?

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<thead>
<tr>
<th>Jurisdiction</th>
<th>Effective</th>
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<tbody>
<tr>
<td>Arkansas</td>
<td>2016-01-01</td>
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JURISDICTIONS FOUND: 18
CRITERIA SELECTED:
- Does state law address baby-friendly hospital practices?

Share results

Show Details

Clear All
Does state law address baby-friendly hospital practices?

### Detailed Results

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JURISDICTIONS FOUND: 18
CRITERIA SELECTED:
Does state law address baby-friendly hospital practices? Yes

Show Details
The Law


(a) (1) The department shall recommend training for general acute care hospitals, as defined in subdivision (a) of Section 1250, and special hospitals, as defined in subdivision (f) of Section 1250, that is intended to improve breast-feeding rates among mothers and infants. This recommended training should be designed for general acute care hospitals that provide maternity care and have exclusive patient breast-feeding rates in the lowest 25 percent, according to the data published yearly by the State Department of Public Health, when ranked from highest to lowest rates. The training offered shall include a minimum of eight hours of training provided to appropriate administrative and supervisory staff on hospital policies and recommendations that promote exclusive breast-feeding. Hospitals that meet the minimum criteria for exclusive breast-feeding rates prescribed in the most current Healthy People Guidelines of the United States Department of Health and Human Services shall be excluded from the training requirements recommended by this paragraph.

(2) The department shall notify the hospital director or other person in charge of a hospital to which paragraph (1) applies, that the eight-hour model training course developed pursuant to subdivision (b) of Section 123360, is available, upon request, to the hospital.

(b) The recommendations provided for in this section are advisory only. Nothing in this section shall require a hospital to comply with the training recommended by this section. Section 1250 shall not apply to this section, nor shall meeting the recommendations of this section be a condition of licensure.


(a) All general acute care hospitals, as defined in subdivision (a) of Section 1250, and all special hospitals providing maternity care, as defined in subdivision (f) of Section 1250, shall make available a breast-feeding consultant or alternatively, provide information to the mother on where to receive breast-feeding information.

(b) The consultant may be a registered nurse with maternal and newborn care experience, if available.

(c) The consultation shall be made available during the hospitalization associated with the delivery, or alternatively, the hospital shall provide information to the mother on where to receive breast-feeding information.

(d) The patient may decline this consultation or information.

Cal. Health & Safety Code § 123366. Hospital Infant Feeding Act; infant-feeding policy required at general acute care and special hospitals that have perinatal unit; communication; application to all infants in perinatal unit.

(a) This section shall be known, and may be cited, as the Hospital Infant Feeding Act.

(b) For the purposes of this section, the following definitions shall apply:

(1) "Perinatal unit" means a maternity and newborn service of the hospital for the provision of care during pregnancy, labor, delivery, and postpartum and neonatal periods with appropriate staff, space, equipment, and supplies.
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- Yes
- No

Are hospitals required to comply with baby-friendly hospital practices?
- Yes, the practices are mandatory
- No, the practices are voluntary
- No, but facilities must adhere to certain guidelines if they implement baby-friendly practices

Does the law explicitly reference Baby-Friendly Hospital Initiative (BFHI) or Baby-Friendly USA?
- Yes, BFHI
- Yes, Baby-Friendly USA
- No

Does state law address hospitals’ mandatory breastfeeding policies?
- Yes
- No
- No, but state law addresses hospitals’ voluntary breastfeeding policies

Does state law require hospitals’ breastfeeding policy be written?
- Yes
- No

What elements must the breastfeeding policy include?
- Promote breastfeeding
- Guidance on breastfeeding initiation within 1 hour after birth
- Guidance on formula supplementation
- Guidance on bottle-feeding
- Rooming-In
- No elements specified in the law
JURISDICTIONS FOUND: 18
CRITERIA SELECTED:
Does state law address baby-friendly hospital practices? Yes

Share results
Show Details
Clear All
Hi Sabrina,

This link will show you the states where the law address Baby-Friendly Hospital Practices and hospitals' mandatory breastfeeding policies.

Best,
Derek Carr
Baby-Friendly Hospital Laws

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Does state law include requirements about when infants may be given food or drink other than breast-milk?

Does state law require hospitals to permit rooming-in?
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CREATED BY: ChangeLab Solutions
MAINTAINED BY: ChangeLab Solutions
VALID FROM: October 1, 2016
UPDATED THROUGH: October 1, 2016
Factsheets & Other Info

Overview of baby-friendly hospital requirements generally, statistics on breastfeeding, and specific requirements in each state

www.changelabsolutions.org
How Can You Use This Information on Baby-Friendly Hospital Laws?

- Evaluate These Laws’ Effects on Health-promoting Behaviors
- Understand Baby-Friendly Hospital Requirements in Your State
- Compare Baby-Friendly Hospital Laws Across States
- Educate the Public & Policymakers about Baby-Friendly Hospital Laws and Potential Gaps in Your State
THE FINDINGS
Baby-Friendly Hospital Laws
Baby-Friendly State Laws

18 states

Have laws addressing baby-friendly hospital practices

http://kff.org/other/state-indicator/total-population/
States with laws addressing baby-friendly practices

JURISDICTIONS FOUND: 18
Baby-Friendly State Laws

18 states
Have laws addressing baby-friendly hospital practices

15 states
Have laws requiring that hospitals comply with baby-friendly practices

http://kff.org/other/state-indicator/total-population/
States with laws requiring adherence to baby-friendly practices

JURISDICTIONS FOUND: 15
Baby-Friendly State Laws

- **18 states**: Have laws addressing baby-friendly hospital practices
- **15 states**: Have laws requiring that hospitals comply with baby-friendly practices
- **5 states**: Require hospitals to permit rooming-in

[http://kff.org/other/state-indicator/total-population/](http://kff.org/other/state-indicator/total-population/)
Some Differences Across State Law

- Mandatory or Voluntary
- Connection to BFHI
- Number of Practices

Facilities Covered
Discharge Practices
Spotlight: Alaska

Unaltered Photo by Corey Griffith
https://www.flickr.com/photos/c_griffith/
Spotlight: New York
QUESTIONS