

STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH

Manisha Juthani, MD
Commissioner



Ned Lamont
Governor
Susan Bysiewicz
Lt. Governor

DEPARTMENT OF PUBLIC HEALTH NOTICE OF INTENT TO ADOPT REGULATIONS

In accordance with the provisions of section 4-168(a) of the Connecticut General Statutes, the Department of Public Health ("DPH") hereby gives notice of its intent to adopt regulations concerning Abortions as authorized by sections 19a-602, 19a-116 and 19a-2a of the Connecticut General Statutes. A description of the proposed regulations, a statement of the purposes for which they are proposed, and information concerning when, where and how interested parties may present views on and obtain copies of the proposed regulations is provided below.

The Department has implemented policies and procedures as authorized pursuant to section 19a-483c(b) of the Connecticut General Statutes. Policies and procedures implemented pursuant to this section shall be valid until such time as final regulations under this section are adopted.

Comment Period (Conn. Gen. Stat. § 4-168 (a)(1)(A))

A comment period of not less than thirty days shall begin on August 19, 2024 via the eRegulations System website, and shall end on September 20, 2024.

Description of Proposed Regulations (Conn. Gen. Stat. § 4-168 (a)(1)(B))

Section 1 of the proposed regulation amends Section 19-13-D54 of the Regulations of Connecticut State Agencies to clarify definitions including the definition of medication abortion, comply with the requirements of Section 19a-602 of the Connecticut General Statutes to include all licensed providers who may provide abortion services, and revise the subsections on reporting and standards of care to reflect current best practices. Section 1 also incorporates those provisions regarding informed consent, counseling, and emergency preparedness previously located in Section 19a-116-1 of the Regulations of Connecticut State Agencies that are statutorily required pursuant to Section 19a-116 of the Connecticut General Statutes. Section 2 of the proposed regulation repeals Section 19a-116-1 of the Regulations of Connecticut State Agencies to avoid duplication.

Statement of Purpose (Conn. Gen. Stat. § 4-168(a)(1)(C))

The Commissioner of the Department of Public Health is proposing these revisions to sections 19-13-D54 and 19a-116-1 of the Regulations of Connecticut State Agencies in order to comply with Connecticut General Statutes § 19a-602. Public Act 22-19 amended section 19a-602 of the Connecticut General Statutes to specify that certified nurse-midwives,



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advanced practice registered nurses, and physician assistants licensed in the state of Connecticut may provide abortion services within their respective scope of practice. In addition, the Department is proposing these revisions to avoid duplication and to reflect current best practices.

Statutory Authority (Conn. Gen. Stat. § 4-168(a)(1)(D))

The statutory authority for proposed regulations is §§ 19a-602, 19a-116 and 19a-2a of the Connecticut General Statutes.

How to Obtain Copy of Small Business Impact and Regulatory Flexibility Analysis (Conn. Gen. Stat. § 4-168(a)(1)(E))

A copy of the Small Business Impact Statement, Fiscal Note, and the Regulatory Flexibility Analysis applicable to the proposed regulation are available by visiting the e-Regulations portal on the website of the Secretary of State: <https://eregulations.CT.gov/eRegsPortal/Browse/ProposedRegulations> or available for inspection at the Department of Public Health, 410 Capitol Avenue, Hartford, CT 06134-0618 or by requesting a copy from the Department of Public Health by emailing Dante Costa at Dante.Costa@ct.gov.

Comments on Proposed Regulations (Conn. Gen. Stat. 4-168(a)(1)(F))

Interested persons may present their views, data and arguments regarding this proposed regulation in writing within thirty (30) days of the start of the public comment period. Interested persons may submit their written comments to the Department regarding this regulation using one of the following methods:

- Online on the Secretary of State's webpage at the Connecticut eRegulations System, <http://eregulations.ct.gov>. Select "Open for Public Comment" then select this regulation or search for this regulation on the Connecticut eRegulations System. Then follow instructions for submitting comments;
- By email to Dante.Costa@ct.gov; or
- In writing via U.S. Mail or Express Delivery service to: Commissioner of Public Health, Department of Public Health, 410 Capital Avenue, Hartford, Connecticut 06134-0308; telephone number (860) 509-7259.

In addition, copies of the proposed regulations and related documents may be obtained online at the Connecticut eRegulations System, at <http://eregulations.ct.gov>, select "Regulations in Progress", then select Department of Public Health, or by writing to Dante Costa, Department of Public Health, 410 Capitol Avenue, Hartford, Connecticut 06134-0308, or by emailing Dante.Costa@ct.gov.

Public Hearing Information (Conn. Gen. Stat. 4-168(a)(1)(F) and Conn. Gen. Stat. 4-168(b))

In addition to submitting written comments to the Department as described above, interested persons may verbally present their views on the proposed regulation at a public hearing. A public hearing will be scheduled as detailed below if requested by fifteen (15) or more persons, a governmental subdivision or agency, or an association having not less than fifteen (15) members provided that notice of such request is received by the agency not later than fourteen (14) days after the date of posting of this notice by the agency on the eRegulations system.

Wednesday September 4, 2024

10:00AM

(The hearing will adjourn when the last speaker present and signed in has provided comment.)

Department of Public Health, 410 Capitol Avenue, Hartford, Connecticut 06105

Legal Office Hearing Room, 3rd Floor

This hearing will be held in hybrid format with virtual access via Zoom, accessible at the link below:

<https://us02web.zoom.us/j/82680811673?pwd=RHbYWgb32KLXoThgEbH6hkulCFBJ55.1>

Meeting ID: 826 8081 1673

Passcode: 265598

Speakers are requested, although not required, to submit a written copy of their comments at the hearing or as instructed above during the stated comment period as posted to the eRegulations system. Speakers attending in person must bring photo ID to enter the building. Building entrance is at the rear of 410 Capitol Avenue. Please plan to arrive early and ensure additional time for parking. Parking is available, at standard parking rates, in various parking lots open to the public or at metered street parking. Please visit <http://www.hartford.com/parking/> for additional information about parking options. If you require special accommodations, please contact the Department by emailing Dante.Costa@ct.gov.



Manisha Juthani, MD, Commissioner