

MEMORANDUM

City of Philadelphia  
Date: 10-26-01

TO: Kenneth Trujillo, City Solicitor

FROM: Jeanne Reedy, Administrative Services Director *Reedy*

SUBJECT: Proposed Amendment to PDPH Regulations for Maternity and Newborn Services

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The above Amendment promulgated by the Department of Public Health was received in the Department of Records on 9-25-01 for filing and advertising.

Inasmuch as there were no requests for hearings, this Amendment became effective Midnight 10-25-01.

Cc: Walter H. Tsou, MD, MPH, Health Commissioner  
John F. Domzalski, Executive Deputy/Chief of Staff

**CITY OF PHILADELPHIA  
DEPARTMENT OF PUBLIC HEALTH  
OFFICE OF THE COMMISSIONER**

**MEMORANDUM**

**DATE: 9/25/01**

**TO:** Joan T. Decker, Commissioner, Department of Records  
**FROM:** Walter H. Tsou, MD, MPH, Health Commissioner *WHT*  
**SUBJECT:** **PROPOSED AMENDMENT TO PDPH REGULATIONS  
FOR MATERNITY AND NEWBORN SERVICES**

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In accordance with Section 8-407(a) of the Philadelphia Home Rule Charter, I enclose herewith the public hearing documents in regard to proposed Amendments to Parts 2 and 6 of the Department of Public Health Regulations for Maternity and Newborn Services.

The following procedural actions were taken.

Approved by Board of Health  
Approved by Law Department

August 15, 2001  
September 13, 2001

It is requested that the attached Department of Public Health Regulations for Maternity and Newborn Services Parts 2 and 6 be filed for final action by the Department of Records.

Should you require anything additional in this matter, please contact Marjorie Angert DO, MPH at 215-685-5261.

WHT/maa/ktg  
attachments

cc: John F. Domzalski, Executive Deputy/Chief of Staff  
Susan Lieberman, Director, DECWYH  
Marjorie Angert, DO, MPH, Director of Medical Affairs, DECYWH

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# Memorandum

**TO:** Dr. Walter H. Tsou, Health Commissioner  
**FROM:** Lewis Rosman, Assistant City Solicitor  
**DATE:** September 13, 2001  
**SUBJECT:** Amendments To Maternity and Newborn Services Regulations

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I have reviewed the attached amendments to the "Regulations for Maternity and Newborn Services" adopted by the Board of Health on August 15, 2001, that were submitted today to the Law Department and find the amendments to be legal and in proper form. In accordance with Section 8-407(a) of The Philadelphia Home Rule Charter, you may now forward these amendments to the Department of Records where they will be made available for public inspection.



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Lewis Rosman  
Assistant City Solicitor

Attachment

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COMMISSIONER OF RECORDS  
Walter H. Tsou

**City of Philadelphia**

Department of Public Health

Division Of Early Childhood, Youth and Women's Health

**Proposed Amendments To Department of Public Health  
Regulations For Maternity and Newborn Services, Parts 2 and 6**

Matter to be added by amendment is in **Bold**

Matter to be deleted by amendment is in ~~Strikeout~~

**2. General Regulations**

\* \* \*

(m) **Gynecological Operations.**

~~Gynecological operative procedures or general surgical procedures shall not be performed, nor such patient housed in a maternity service, except as may become necessary for complications arising in a patient during pregnancy, delivery or the puerperal period with the following exception:~~

~~Postpartum tubal sterilization procedures may be performed in the delivery room.~~

- (1) A labor and delivery operating room must generally be reserved for routine and emergent obstetric cases. Such areas may also be used generally for gynecologic operative procedures or general surgical procedures as may become necessary for complications arising in a patient during pregnancy, delivery or the puerperal period and for postpartum tubal sterilization.**
- (2) In circumstances of low activity or excessive need, a labor and delivery operating room may also be used for other clean gynecologic surgical cases. A clean surgical case refers to a case which is not infected at the time of surgery and which has a low risk of infection. Under all circumstances, labor and delivery patients must take precedence in this area over non-obstetric patients. Non-obstetric patients treated in labor and delivery operating rooms must be adequately screened to eliminate infectious cases and enough personnel must be present to prevent any compromise in the quality of obstetric care.**
- (3) In order for labor and delivery operating rooms to be used for clean gynecologic surgical cases during periods of low activity or excessive need,**

the obstetric department, in conjunction with the hospital administration, must establish written policies stating which non-obstetric patients might be admitted to the labor and delivery suite. Such policies must include emergency contingency plans to accommodate all obstetrical patients requiring emergency procedures. If an infection is found at operation on a gynecological patient, the patient shall not be returned to a combined obstetrical-gynecological service, but shall be transferred to another service.

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6. Combined Obstetrical-Gynecological Service

\* \* \*

(i) Labor, Delivery, and Operating Rooms

~~(1) The labor rooms and delivery rooms of the maternity service shall not be used by gynecological patients on the combined service.~~

~~(2) Operating Room.~~

~~Surgery on gynecological patients on the combined service shall be done in an operating room not part of the maternity service. If an infection is found at operation, the patient shall not be returned to the combined service but shall be transferred to another service.~~

(1) The labor and delivery area may be used for clean gynecologic cases on the combined service. Gynecologic patients must be adequately screened to eliminate infectious cases and enough personnel must be present to prevent any compromise in the quality of obstetric care. Under all circumstances, labor and delivery patients must take precedence over non-obstetric patients.

(2) In order to use the labor and delivery area for clean gynecologic cases on the combined service, the obstetric department, in conjunction with the hospital administration, must establish written policies indicating which gynecologic cases might be treated in the labor and delivery suite. Such policies must include emergency contingency plans to accommodate all obstetrical patients requiring emergency procedures.

(3) Operating Rooms. Surgery on gynecologic patients on the combined service shall be performed only in accordance with the terms of Regulation 2(m).

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