**Section 265.1150 Demonstration Program Elements**

a) *A birth center* *shall be exclusively dedicated to serving the childbirth-related needs of women and their newborns and shall have no more than 10 beds*. (Section 35 of the Act)

b) A birth center shall be licensed pursuant to this Part to be considered a participant in the Program.

c) Applications for participation in the Program shall be considered only when a vacancy exists in one of the allocated Program slots for the relevant geographic area, as set forth in Section 30(a-25) of the Act.

d) *The Department shall deposit* all *application fees, renewal fees and fines* collected under the Act and this Part *into the Regulatory Evaluation and Basic Enforcement Fund* in the State Treasury. (Section 25(d) of the Act)

e) Birth centers *shall*, within 30 days after licensure, *seek certification under Titles XVIII and XIX of the Federal Social Security Act*. (Section 30(d) of the Act)

f) Birth centers *shall provide charitable care consistent with that provided by comparable health care providers in the geographic area*. (Section 30(d) of the Act)

g) A *licensed* birth center *that continues to be in substantial compliance after the conclusion of the demonstration program shall be eligible for annual* license *renewals unless and until a different licensure program for that type of health care model is established by legislation*. (Section 30(c) of the Act)

h) No place or person shall hold itself out to the public as a "birth center" unless it is licensed as a birth center under the Act and this Part.