



**TENNESSEE COUNCIL OF CERTIFIED PROFESSIONAL MIDWIFERY
Special Council Meeting**

**May 30, 2018
10:00 a.m.**

MINUTES

A Special meeting of the Tennessee Council of Certified Professional Midwifery was held in the Poplar Conference Room, at 665 Mainstream Drive, Nashville, TN 37243 on May 30, 2018.

Members Present: Debra Church, CPM
 Margaret Marie Fulmer Brasel, MSN, CNM
 Sandra Elliott Tinnin, Board Member
 Jo Nell Montgomery, Consumer Member

Members Absent: Charles Rush, MD

Staff Present: Candyce Waszmer, Administrative Director
 Sherry Williams, Board Administrator
 Kyonzte Hughes-Toombs, Deputy General Counsel

The necessary number of council members joined the meeting and a quorum was established. The Council meeting was call to order by Ms. Debra Church, at 10:00 a.m.

The meeting started with a roll call of present members and staff.

Minutes

Ms. Church made a motion to approve the minutes from the April 5, 2018 meeting of the Council and Ms. Brasel seconded the motion. The motion carried.

Presentation of Disciplinary Order(s)

Ms. Hughes-Toombs informed the Council that she did not have any Agreed Orders to present and the contested cases had been continued upon agreement of council for both parties.

The Council discussed possible meeting dates to schedule a special setting meeting, for the purpose of holding a contested case. The meeting has been set for September 4, 2018 at 10:00am CT.

Continued discussion on proposed rule revisions regarding “Collaborative Care Plan”

Ms. Hughes-Toombs provided the Council with a copy of drafted rules which included proposed changes suggested by the Tennessee Midwives Association (hereinafter “TMA”). Ms. Hughes-Toombs went over all of the suggested changes from TMA and the Council discussed and revised the draft rules; the outcome is as follows:

1050-05-.01(3) (proposed change) Collaborative Care Plan – An agreement, written or oral, between a physician and a midwife in which both parties agree to discuss the care of the midwife’s client as stated in “Practice Guidelines” issued by the Tennessee Midwives Association on January 22, 2001 and amended on February 8, 2010.

Ms. Church made a motion to adopt the definition of “Collaborative Care Plan” from the TMA. Ms. Tinnin second the motion. The motion carried.

1050-05-.01(6) Physician – a person who holds an unencumbered license in the state of Tennessee to practice medicine by the state Board of Medical Examiners or to practice osteopathy by the Osteopathic Examination Board.

Ms. Church made a motion to adopt the definition of “Physician”. Ms. Tinnin second the motion. The motion carried.

1050-05-.12 –

(a) The CPM-TN may provide care for the low-risk client who is expected to have a normal pregnancy, labor, birth and postpartal phase in the setting of the mother's choice. The CPM-TN shall form a collaborative care plan with a physician for all clients. The name and contact information of the physician shall be placed in each client’s chart

(b) The CPM-TN shall ensure that the client has signed an informed consent form. This form shall include information to inform the client of the qualifications of the CPM-TN. The signed informed consent form shall be placed in each client’s chart.

(c) For screening purposes only, the CPM-TN may order routine antepartal and postpartal laboratory analysis to be performed by a licensed laboratory. Abnormal findings as specified in the “Practice Guidelines” issued by the Tennessee Midwives Association on January 22, 2001 and amended on February 8, 2010 would require a consultation with a physician. Written verification of such consultation, including the physician’s recommendation, shall be placed in each client’s chart.

(d) The CPM-TN shall develop an emergency plan that shall be signed by the client and placed in the client chart at the initial visit. The CPM-TN shall consult with the physician previously referenced in subsection (a) as specified in the “Practice Guidelines” issued by the Tennessee Midwives Association on January 22, 2001 and amended on February 8, 2010. The emergency plan shall include documentation of this initial consultation. The emergency plan shall also include referral and transfer plans for the client in the event of an emergency. A copy of the emergency plan shall be sent to physician with whom the CPM-TN has a collaborative plan in place.

(e) The CPM-TN shall determine the progress of labor and, when birth is imminent, shall be available until delivery is accomplished.

(f) The CPM-TN shall remain with the postpartal mother during the postpartal period until the conditions of the mother and newborn are stabilized. Should an emergency transfer become necessary, the CPM-TN shall notify the hospital named in the emergency plan and provide hospital staff with relevant health information including but not limited to labs and ultrasounds and may accompany mother to the hospital.

(g) The CPM-TN shall instruct the client regarding the requirements of Tennessee Code Annotated § 68-5-202. The CPM-TN shall document in the client's chart that such instructions were given.

(h) The CPM-TN shall instruct the client regarding the requirement of Tennessee Code Annotated § 68-5-401. The CPM-TN shall document in the client's chart that such instructions were given.

(i) The CPM-TN shall maintain a birth certificate for each birth in accordance with the requirements of Title 68. A copy of the birth certificate shall be filed with the department of health.

Ms. Church made a motion to the changes in section 12 which will now be named "Responsibilities of the CPM". Ms. Tinnin second the motion. The motion carried.

Ms. Hughes-Toombs discussed with the Council adding reference to the code of ethics and standards to the rule, putting the title and updating adoption dates.

Ms. Brasel made a motion to accept the changes made to the code of ethics updates. Ms. Tinnin second the motion. The motion carried.

Review and discuss considering adopting rule revision to Rule 1050-05-.09(3)

Ms. Hughes-Toombs reviewed rule revisions to Rule **1050-05-.09(3)**, Certification Renewal has a 60 day grace period and the rule change is as follows:

(3) There is a 60-day grace period following the expiration date of a professional midwives certification. Any renewal application received after the expiration date but during the grace period must be accompanied by the late renewal fee provided in Rule **1050-05-.06**. Any professional midwife who does not seek inactive status and allows the certificate to expire after the 60-day grace period must apply for a new certificate as outlined in **1050-05-.05**.

Ms. Church made a motion to adopt **1050-05-.05** rule change. Ms. Brasel seconded the motion. The motion carried.

Ms. Hughes-Toombs explained the legalities of the proposed rule changes.

Birth Statistic Data Collection

The collection of birth statistics data was discussed by the Council with the Council wanting to develop a form requiring additional information from CPM's. Ms. Hughes-Toombs shared with the Council TCA § **63-29-107(2)** and (e), saying this form would be standard and would come from the Council. Ms. Waszmer shared we could develop a form based off of the information the Council wants to collect, disseminate the form to licensees at the time of renewal and determine if our system could electronically store this data so that statistics could be easily collected.

Ms. Waszmer proposed that the Council nominate one member to work with administrative staff and Council to develop a form and bring it to the next meeting to adopt if everyone agrees to it and that revised rules could be presented which would require the form be submitted at time of renewal.

Ms. Hughes-Toombs stated she will define "Compensation" at the fall meeting.

The meeting adjourned at 11:31am CT.