

MINUTES
TENNESSEE COUNCIL OF CERTIFIED PROFESSIONAL MIDWIFERY
April 4, 2013

A regular meeting of the Tennessee Council of Certified Professional Midwifery was held at the Health Related Boards, 227 French Landing, Poplar Conference Room, Nashville, TN 37243

Members Present: Talitha Mills, CPM,
Carol Ann Nelson, CPM,
Carolyn D. Reisman, CPM,
Reyna L. Gordon, Ph. D – Consumer Member
Rufus R. Clifford, Jr., MD,
Margaret M. Fulmer Brasel, MSN, CNM

Staff Present: Rosemarie Otto, HRB Director
Marsha Arnold, Manager
Kyonzte Hughes-Toombs, Advisory Attorney,
Kimberly J. Hodge, Administrator

The Council convened at 9:15 a.m. with Ms. Nelson presiding. Ms. Nelson determined that a quorum was present in order to conduct Council business and a roll call was taken.

Election of Officers

Ms. Mills nominated Ms. Nelson for Chairperson and Dr. Clifford seconded the motion. The motion carried. Ms. Nelson nominated Ms. Reisman for Vice Chairperson and Ms. Brasel seconded the motion. The motion carried.

Minutes

Dr. Clifford made a motion to accept the minutes from the April 12, 2012 meeting. Ms. Nelson seconded the motion. The motion carried. Ms. Brasel made a motion to accept the minutes from the October 26, 2012 meeting. Ms. Reisman seconded the motion. The motion carried.

Manager's Report

Ms. Marsha Arnold reported that between April 1, 2012 and March 31, 2013 there were eight (8) new midwifery applications received in the administrative office and seven (7) new licenses were issued. There were three (3) reinstatements and two (2) midwives voluntarily retired their licenses. The total number of active midwifery licensees at the end of March was 40.

Financial Report

Ms. Lisa Tittle, from the Fiscal Office, went over the Council's Revenue and Expenditures in detail for Fiscal Year ending June 30, 2012. Based upon the report, the Council ended the year

with a surplus of \$30,060.10 and is self-sufficient. Ms. Tittle informed the Council of a few upcoming costs that will be divided among all of the Health Related Boards.

Office of Investigations & Disciplinary Report

Ms. Denise Moran informed the Council that there are no open complaints for midwifery in the Office of Investigations. Ms. Moran reported to the Council that there are currently no midwives being monitored. Ms. Nelson inquired on the process to become a consultant for the Council, and Ms. Moran advised that midwives that were interested should contact the Office of Investigations.

Review and Ratification of Licenses

Ms. Reisman made a motion to approve all new Midwifery licensees. Ms. Mills seconded the motion. The motion carried.

1. Teresa Jean Steen, CPM #50
2. Elisha Ann Brown, CPM #51
3. Heather Lanette Nunox, CPM #52
4. Caterine Anne Cogle, CPM #53
5. Ouida G. Sinclair, CPM #54
6. Jennifer Ruth Vines, CPM #55
7. Bobbi Jean Stidham, CPM #56
8. Jordan Lindsey Callahan, CPM #58

Ms. Reisman made a motion to approve the Midwifery re-instatement licensees. Ms. Mills seconded the motion. The motion carried.

1. Deborah Kay Flowers, CPM #8
2. Lisa Ann Hodgdon Coomer, CPM #25
3. Stacie Claire Hunt, CPM #43

Office of General Counsel

Ms. Kyonzte Hughes-Toombs, Assistant General Counsel, introduced Mr. John Smith, which is her Deputy General Counsel. Ms. Hughes-Toombs reported that as of April 4, 2013 the Office of General Counsel had three (3) open disciplinary cases that are pending. There are no current rules pending.

Agreed Order

Carolyn Drake Reisman, CPM. License No. 39 – Ms. Reisman was present and was represented by her legal counsel, Ms. Robbie Bell. Kyonzte Hughes-Toombs represented the Tennessee Department of Health and presented the agreed order. Ms. Reisman provided midwifery services to four (4) clients in 2006 without having a collaborative plan with a physician and did not develop an appropriate emergency plan. Additionally, a copy of the emergency plan was not sent to a collaborative physician. Based upon the facts, there are grounds for discipline to Ms. Reisman's midwifery certification. Ms. Reisman is required to

submit a copy of each emergency plan for each client for no less than two (2) years; pay one Type B civil penalty of two hundred fifty dollars (\$250) for each client she did not form a collaborative plan with a physician or develop an emergency plan for a total penalty of one thousand dollars (\$1,000.00); and Ms. Reisman must pay all cost, allowable by law, associated with the prosecution of this matter within thirty (30) days of receipt of the Affidavit of Costs. Cost shall not exceed one thousand dollars (\$1,000.00). Ms. Reisman is aware that this agreed order is a formal disciplinary action and will be reported to the Health Integrity and Protection Data Bank. After a brief discussion, Ms. Nelson made a motion to approve the agreed order. Ms. Brasel seconded the motion and the motion carried.

Public Chapter 952

Public Chapter 952 requires the Department of Health to notify and allow all licensees to “opt in” to receive certain electronic notifications. Those who “opt in” will receive information relative to renewal notifications, fee increases, rulemaking hearings where fees are the subject matter, changes in law relative to their practice act, and important health notifications from the Office of the Commissioner. Notification of the availability of the option has been sent out to all licensees via postcard with specific instructions on how to opt in. If a licensee chooses not to opt into electronic notification, then that individual will continue to receive a hard copy of his/her renewal via mail.

Screening Panel

Ms. Reisman had several questions regarding the purpose and use of a screening panel, when determining when and if a licensee should be disciplined. Ms. Kyonzte Hughes-Toombs explained to the council that a screening panel was an informal mediation to determine what, if any, investigation should be instituted upon complaints received by the division, whether a licensee is an appropriate candidate pursuant to the Board/Council’s established guidelines for diversion to a professional peer review organization and/or impaired professional association, whether a disciplinary action should be instituted against a licensee, and what, if any, terms of settlement should be offered to a license. Ms. Hughes-Toombs stressed to the Council that the screening panel’s decision is not considered final, but rather are only recommendations. The Department or the respondent can pursue other options if they don’t agree with the screening panel’s recommendations.

Discussion

Ms. Nelson provided and discussed with the Council 2010-2011 statistics for babies delivered by certified professional midwives in the state of Tennessee. The statistics were prepared by Vital Records and were divided into several categories. Ms. Nelson requested that a discussion regarding a form being created that would allow data to be recorded regarding number of clients, births, and transfers be on the Sunshine for the next regularly scheduled meeting. Ms. Nelson agreed to provide a sample form at the next meeting.

Dr. Clifford made a motion to adjourn the meeting. Ms. Mills seconded the motion. The motion carried and the meeting was adjourned.