



FLORIDA | Council of Licensed Midwifery
October 23, 2017

DRAFT MEETING MINUTES
Council of Licensed Midwifery
October 23, 2017
10:00 am

Call in Number: 1(888)670-3525
Participant Passcode: 7133577864

The meeting was called to order at 10:00 am.

Those present for all or part of the meeting included the following:

MEMBERS PRESENT:

Melissa Conord-Morrow, LM, Chair
Charlie Young, LM
Dana Barnes, MD
Robert Pearson-Martinez, MD
David S. Stewart, MD
Kathy Bradley, Consumer Member

MEMBERS ABSENT:

Tania Mondesir, RN, LM
Susan Robyn Mattox, LM, Vice-Chair
Corrine Audette, CNM, ARNP

STAFF PRESENT:

Kama Monroe, J.D. Executive Director
Carol Taylor, Program Administrator
Christa Peace, RSIII
Gerry Nielsen, Regulatory Supervisor

DEPARTMENT COUNSEL:

Linda McMullen, Assistant General Counsel
DOH Office of the General Counsel

COURT REPORTER:

For the Record
850-222-5491

*Please note the minutes reflect the actual order agenda items were discussed and may differ from the agenda outline.
Minutes from this meeting can be found online: <http://www.floridahealth.gov/licensing-and-regulation/midwifery/meetings/index.html>*

Review and Approval of Minutes

1. September 25, 2017, Conference Call Meeting Minutes

September 25, 2017, minutes were presented for approval. Dr. Barnes noted the minutes were accurate but suggested for future reference to include more detail. She noted she could not remember the detail of the suggestions made at the September meeting. Ms. Monroe reviewed the two main suggestions from the last minute for the benefit of the council.

Motion by Melissa Conord-Morrow, seconded by Kathy Bradley, to accept the minutes as presented.

Motion carried.

General Business:

2. 2017 Annual Report as of October 13, 2017

Council chair noted that this was more of a test year than a reporting year due to the number of discrepancies in the report. She noted that the number of deliveries in a hospital does not appear accurate. She personally does not know that many licensed midwives who can deliver in a hospital. There is a need to identify who that is because it appears the number of deliveries that were transferred into a hospital were counted as hospital deliveries. Also the number of unplanned breech and unplanned twins delivered were counted in both transferred out and the unplanned columns. She opined the question needs to be changed to state the number you actually delivered. The chair also questioned where the department was with the nineteen licensees who did not report. Ms. Monroe provided an update. Council chair further noted that there were two individuals who appeared to do nothing but pre-natal care. She noted that that would skew the numbers as far as outcomes. Council chair further noted that the raw data reflected that those requiring sutures were 24.6%, post-partum transfers were 3%, intra-partum transfers were 12%, newborn transfers were 1%, and stillborns and deaths within seven days were less than .003, which indicates midwives are doing a good job. Another area of interest is the number of students under a midwife during a reporting period. The council chair noted one person noted twenty students during the reporting period, which is large. Ms. Monroe suggested that when the report is submitted, the council could include any concerns in a written paragraph with the report, i.e. the council has the following concerns. Department counsel noted they should be referred as comments not concerns. Department counsel further noted that whatever the comments might be it could be concluded that the council will continue to work to achieve a reporting vehicle that addresses these comments. Dr. Stewart noted that it should be comments, not concerns, because concerns prejudices the data. The data is raw and open to interpretation. The council chair again noted her concern that this information is only for test year purposes for getting everything evaluated and structured properly. Department counsel noted that it might be taken into consideration that some of the reporters this year may not have used the form with the expanded instructions. Ms. Young noted discrepancies in what was reported and what was in Excel sheet. She further noted that the form is not getting the information that is wanted. Discussions with licensees who reported, noted that it wasn't clear what was being requested. She noted some items that were reported that did not make sense. Department staff noted they would re-review the data entry to ensure accuracy; however, while on the call staff confirmed that the information reported by council chair was indeed accurate on the Excel spreadsheet. Ms. Young opined that the data was null and void. Department counsel noted that "we got what we asked for, it may not be what you want, but we got what we asked for in terms of the form," the form might need to be revised if you are not happy with the results. Ms. Monroe noted the council might wish to create a subgroup in order to work on making form suggestions so that we can have a new version hopefully promulgated in time for next year. Dr. Barnes noted that the instructions were pretty solid and it might be beneficial to have the instructions incorporated directly on the form as a way to provide more inclination for licensees to read them. Ms. Young noted that not everyone received the instructions as they were not yet mandated, which was part of the problem. Department counsel corrected Ms. Young and informed her that the instructions were e-mailed to everybody even before they were final, so they were e-mailed to every licensee, they were available and they were posted, whether or not the licensees availed themselves to those instructions we do not know. Ms. Young brought up a letter to go along with the report. Department council noted that it would be best to do as Ms. Monroe suggested at the beginning of the meeting by including comments with the report. That way it would never be separated from the report. Council chair asked if her previous comments would be transcribed from the meeting or should she send them. Ms. Monroe noted she should do her

bullet points verbally. That way if anyone else on the council had comments they wanted to add they could do so. Bullet points include:

- Need to do something about line items one and two, should be instructions, so hopefully will be corrected next year
- As an outlier, would like to see if they have more than five students, that it be addressed to see if they are in a school setting where they are coming in contact with that many students
- The number delivered at the hospital, it must specify that those are delivered by the midwife
- The number of unexplained breeches and twins, it needs to say that those were delivered by the midwife and reported on the birth certificate and not included as a transfer
- The two outliers, how will the council address those who are in large clinic practices not delivering so the numbers are not effected
- The new licensees are all zeroes, did they have to report, question to be answered

Ms. Young again mentioned the raw data being incorrect. Dr. Stewart noted he did not want to say the data was incorrect as he had no verification that the information was incorrect. Ms. Young asked council chair to verify her numbers were incorrect. Mr. Nielsen informed the council that Ms. Conord-Morrow's information was correct on the spreadsheet and assured the council that the numbers would be reviewed and accuracy verified prior to reporting. The Department will not file an incorrect report.

Ms. Monroe noted the statement that this is a new form and a relatively new requirement was not included in the bulleted comments and asked if that was something the council wanted to include with the comments. Council chair asked that the comment be included.

Motion by Melissa Conord-Morrow, seconded by David Stewart, to accept the 2017 annual report from October 13, 2017, with the included comments. Motion carried.

Rule Discussion

3. Rule 64B24-7.014 Midwifery Records and Reports
DH-MQA 5011 Promulgated Form and Reports

Ms. Monroe noted that the information under this tab was included for informational purposes only.

Reports:

4. Executive Director's Report

Ms. Monroe made the council aware of Senate Bill 510 which is the adverse incident bill that will affect midwives. Currently there is no sponsor but it is a bill.

Additionally, Ms. Monroe informed council members that there had been complaints about not receiving e-mails. Ms. Monroe reminded council members that the Department must have correct e-mails. She further instructed council members to e-mail the zzz box for midwifery with any questions. The zzz box is monitored daily. Ms. Monroe provided current staff information and also noted that current staff contact information would be e-mailed to the council.

Ms. Monroe noted that it is time for election of officers. The item will be placed on the next agenda.

5. Application Liaison –

There was no report at this time

6. Budget – Kathy Bradley

There was no report at this time

7. Community and Consumer Relations - Kathy Bradley

There was no report at this time.

8. International Relations –

There was no report at this time.

9. Laws & Rules and Other Agency Action – Susan (Robyn) Mattox

There was no report at this time

10. Unlicensed Activity – Susan (Robyn) Mattox, L.M.

There was no report at this time.

11. Healthy Weight Initiative – Melissa Conord-Morrow

There was no report at this time.

12. Counsel Report – Linda McMullen, Esq.

There was no report at this time.

Old Business

13. Annual Report Form Revisions

Ms. Monroe asked how the council wished to move forward as far as changes to the form. After receiving no comments, she inquired if the council wanted the Department to move forward with revisions and suggestions. Ms. Young asked if the council had statutory authority to change to MANA reports. Ms. McMullen noted that the statute requires the licensees to submit an annual report and then the details of the report are flushed out by the rule. That would be part of the discussion of revising the rule if that is the way the council wishes to go. There are certain subjects that must be reported but it is very broad. Basically, you would be reporting the same data just in a different format. It would require going through the rulemaking process. Ms. Conord-Morrow wanted to know how soon they could meet as a committee on making changes. Dr. Stewart requested discussion as to whether everyone wanted to change the form, noting that the current form was just put in place. Ms. Conord-Morrow noted that even if they didn't change the form of reporting, the current form needed revisions. Department council provided direction as to the requirements for a workshop. It would take the council to make changes. Dr. Stewart noted his objection to a committee to make changes. He opined that the current form had not been afforded an opportunity to work. Ms. Young informed Dr. Stewart that using MANA stats had previously been considered and that she believes that other forms have to be considered. Dr. Stewart again noted that information incorrectly reported makes the state look bad. He indicated that the licensee will still report inaccurately. Ms. Young noted that MANA stats is more comprehensive and it provides better checks and balances. Dr. Stewart requested an opportunity to review the MANA stats website before a committee is formed. Department council noted that it could not be mandated that a licensee use MANA stats. A new format would have to be created duplicating that project with whatever resources the Department has. She further noted that there is a budget and the budget for midwives is small and usually operates in the red. Ms. McMullen noted that more information should be disseminated to council members before moving forward. Ms. Young again requested a committee to look for comments to be added, look for changes, etc. Ms. Young volunteered to be on the committee. With no other volunteers, Ms. Monroe noted willingness to work with Ms. Young to come up with suggestions. Ms. McMullen noted a possibility of running into a sunshine issue if members of the public are included. Ms. Conord-Morrow subsequently indicated her desire to be included in the committee.

14. Workgroup for Rule 64B24-7.004, Florida Administrative Code- Risk Criteria Rule

Department staff reminded the council that the rule was brought up at the last meeting as a rule wherein previous discussion had ensued regarding rule development. At the September meeting it was questioned what had happened with the rule. Department staff noted at the September meeting that the previous information would be pulled and placed on this agenda; therefore, it was placed on this agenda for council consideration. Council members indicated that there had not been enough time to hash out the specific details, noting that it was an important portion of their work. The council decided to move

this item to the next agenda.

15. Materials Presented at the 09/25/17 Council Meeting (Informational Purposes Only)

The materials were placed on the agenda for informational purposes only. There were no comments.

New Business

No new business.

Ms. Conord-Morrow requested further elaboration between the difference between a board and a council and the need for a quorum. There is no legal requirement that a council have a quorum but you want a quorum because you want as many of the council to participate as possible. The question could probably be answered by reviewing the role of a council. Ms. McMullen reminded members that they can not speak of items that have been or will probably come before the council outside of a council meeting. Committee members can speak to each other regarding the subject of the committee.

Adjourn:

Next Meeting: September 25, 2018