



# Public Midwifery Council Meeting Minutes

Midwifery Council  
Aug 11, 2023 at 8:30 AM EDT

## Attendance

### Present:

Members: Mark Carney, Elizabeth Gaby, Kathryn Hartwell, Heidi Rinehart, Sherry Stevens, Martha Testerman

- I. Call To Order at 8:31 a.m.
- II. Review of Public Minutes

### Motion:

Motion to approve June 9, 2023 Minutes

Motion moved by Kathryn Hartwell and motion seconded by Heidi Rinehart. Roll Call Vote 6-0-0

### Motion:

Motion to approve July 14, 2023

Motion moved by Kathryn Hartwell and motion seconded by Heidi Rinehart. Marc Carney, Martha Testerman, Beth Gaby abstained. Roll call vote 3-0-3. minutes approved as presented.

### III. Public Appearances

- A. 8:45 Jessica Kallipolites, Director, Division of Enforcement. Discussion was held regarding processes and procedures resulting from the new legislation.

The Complaint will come into the office and an attorney will review it and if deemed on its face to have no merit, it will go straight to the Council at the next meeting and the Council will make the decision to either investigate or not. If the Council determines an investigation needs to be done, then enforcement will create the process.

Every month they will see a report from OnBoard with how many cases Enforcement has in process.

Emergency complaints are dealt with similar to how they currently are being dealt with. When a complaint comes in, there is an emergency process that includes the Council Chair, enforcement, Council Attorney and the Board

Administrator to discuss next steps in the possible emergency, following the OPLC policy and guidelines for an emergency situation.

If the Council is looking to find an expert for a complaint, then an RFA can be issued, however, it could take some time to find someone. If the Council is looking to fulfill an urgent complaint, then it could be expedited a little bit.

#### IV. OPLC and/or Board Administration Updates & Legislation

The licensing procedures and processes after this new legislation, OPLC will be evaluating applications that come in and if it meets the requirements of the matrix, then the license will be issued.

If there is any deviation from the matrix then it will be reviewed by the Council. The Council is concerned. There is a 2 tiered approach. There are 3 places the Council has seen things fall apart; there is an anatomy and physiology education where we have seen the apps fall apart, and the second was a neonatal cpr where there is an online portion and a live portion and both are required.

The Council should be very detailed when creating the matrix. In addition, the Council could invite the licensing clerks and supervisors into a meeting when creating the matrix/checklist so everyone is on the same page. The Council will determine how this process should be moving forward.

CE Broker is a program that will assist with the renewals and the audit processes.

M & M reports are a separate item and process all together. The process currently in place is working well, it will remain the same. Maybe the Council's rules should be more detailed about the M & M reports. It is in the Mid 400 section recently readopted. The M & M reporting is more pregnancy and birth and the Council wants to continue to encourage the licensees to self report.

Remote participation in Council meetings, under new legislation it requires 1/3 of the Council members to be in person in order to count as a quorum. For this Board it would be 2 people in office. Not certain if it is effect yet, but it will be soon.

- A. Standing Order Council advised by Board Council
- B. Plc 1002 Application Processing, Examination, Initial Inspection, and Licensing Fees specific to each profession

- C. Council Advised of Legislative Session by legal council
- D. HB 655 Council advised by legal council
- E. SB 105 Council advised by legal council

V. Old Business

- A. Notice that went out to Certified Midwives. Chair requests a discussion re: any hospitalization > 48 hrs.

Mid 407.02 Significant morbidity wording in the rule, 'shall be reported within 48 hours of any hospitalization' however this is not the language in the 400's. Does the Council want the communication to be corrected and resend it out. Kate will create and send it to me and then the Council will vote on it at the next meeting.

**Motion:**

Move create a correction to the previous communication and bring back to the next Council meeting.

Motion moved by Sherry Stevens and motion seconded by Heidi Rinehart. Roll Call Vote 6-0-0

VI. New Business

- A. American Midwifery Certification Board (AMCB) – Board Advised.

VII. Licensure

VIII. Administrative Rules

- A. Mid 500

9:00 Tina will meet with the Council to review these rules. Some edits were made, she will bring back to the next meeting.

The July meeting was a work session on July 14, 2023. They worked on Due Date establishment, Requirements of prenatal care, The Council completed the rule review at Mid 502.03 G. Start here next time.

IX. Non-Public Session

Non-Public session conducted for the purpose of discussing investigations of alleged licensee misconduct and other confidential Board business. Such a non-public session is authorized by RSA 91-A:3, II (c) & (e), RSA 91-A:5, IV, Lodge v. Knowlton, (1978), and the Board's executive and deliberative privileges.

**Motion:**

Move to Non Public session at 10:00 a.m.

Motion moved by Kathryn Hartwell and motion seconded by Heidi Rinehart. Roll Call  
Vote 6-0-0

X. Resume Public Session at 10:46 a.m.

XI. Seal The Minutes of the Non-Public Session

Seal The Minutes of the Non-Public Session

Minutes of the non-public session are sealed to maintain the privacy of the items discussed in non-public session pursuant to RSA 91-A:3, II (c), on the grounds that public disclosure may adversely affect the reputation of a person other than a Board member or render the proposed action ineffective.

**Motion:**

Move to Seal the Minutes of the Non-Public Discussion

Motion moved by Kathryn Hartwell and motion seconded by Heidi Rinehart. Roll Call  
Vote 6-0-0

XII. Council Adjourned at 10:50 a.m.