

TEXAS MIDWIFERY BOARD
MEETING
Tuesday February 7, 2006 at 10:30 a.m.
Texas Department of State Health Services, Room M-652
1100 West 49th Street
Austin, Texas 78756-3199

MINUTES

Board Members Present:

Gail Winters-Johnson, Professional Member
Brent Baylor, Public Member
Susan Chick, Public Member
Connie Carlos, Professional Member
Barry Schwarz, MD, Professional Member
Thalia Hufton, Professional Member
Sylyna Kennedy, Professional Member
Janet Dirmeyer, Professional Member

Board Members Absent:

Lisa Nash, MD, Professional Member

Staff Present:

Yvonne Feinleib
Dan Meador
Georgia Norman
Debbie Peterson

Guests Present:

Chan McDermott
Joi Brod
Stacy Lewis
Nicole Store
Janet Glizarornor

Agenda Item 1 was to call the meeting to order at 11:07 am, by Mr. Baylor, Chair.

Agenda Item 2 was the discussion and possible action regarding the approval of board member absences. A motion was made by Ms. Hufton to approve Dr. Schwarz's absence at the September 2005 meeting and Dr. Nash's absence at the February 2006 meeting. The motion was seconded and passed.

Agenda Item 3 was the reading and approval of the September 12 & 13, 2005 minutes. A motion was made by Ms. Johnson to approve the minutes as amended. The motion was seconded and passed.

Agenda Item 4 was the discussion regarding the Unit Manager's Report. Ms. Peterson discussed the budget, the Health Professions Council report and criminal history checks. She also discussed the new computer system for the division.

Agenda Item 5 was the discussion regarding the Program Director's report. Ms. Feinleib discussed the need for a rules review subcommittee and the requirement for open government training.

Agenda Item 6 was the discussion regarding Complaint Review Committee Report. A motion was made by Ms. Johnson to accept the report. The motion was seconded and passed.

Agenda Item 7 was the discussion regarding Complaint# MW-04-005. This complaint was withdrawn and not discussed.

Agenda Item 8 was the discussion and possible action regarding Complaint# MW-04-020. This complaint was tabled until additional information is received.

Agenda Item 9 was the discussion and possible action regarding Complaint# MW-04-022. This complaint will be closed with a letter of concern.

Agenda Item 10 was the discussion and possible action regarding Complaint# MW-05-003. The disciplinary action has been accepted and an agreed order was signed.

Agenda Item 11 was the discussion and possible action regarding Complaint# MW-05-008. The disciplinary action has been accepted and an agreed order was signed.

Agenda Item 12 was the discussion and possible action regarding Complaint# MW-05-010. The disciplinary action has been accepted and an agreed order was signed.

Agenda Item 13 was the discussion and possible action regarding Complaint# MW-05-012. This complaint was closed as unsubstantiated.

Agenda Item 14 was the discussion and possible action regarding Complaint# MW-06-002. This complaint was withdrawn and not discussed.

Agenda Item 15 was the discussion and possible action regarding Complaint# MW-06-004. This complaint was withdrawn and not discussed.

Agenda Item 16 was the discussion and possible action regarding Complaint# MW-06-005. This complaint was closed as unsubstantiated.

Agenda Item 17 was the discussion and possible action regarding Complaint# MW-06-006. This complaint was closed for no violation.

Agenda Item 18 was the discussion and possible action regarding the Education Committee Report. Ms. Hufton gave the report. The committee discussed protocol writing and continuing education courses, the ATM site visit and the approval of Maternidad La Luz. A motion was made by Dr. Schwarz to send a letter to current and prospective midwifery training programs to include a policy of the board regarding the board's expectation that all approved courses teach protocol writing. The motion was seconded and passed. A motion was made by Ms. Johnson to accept the committee report. The motion was seconded and passed.

Agenda Item 19 was the discussion and possible action regarding the adoption of rules 22 TAC Chapter 831. A motion was made by Dr. Schwarz to approve the adoption of the rules. The motion was seconded and discussed.

Agenda Item 20 was the discussion regarding approval of revisions to Texas Midwifery Basic Information and Instructor Manual. The board requested additions to the Manual. This item was tabled.

Agenda Item 21 was the discussion regarding the approval of revisions to Informed Choice and Disclosure Form. A motion was made by Dr. Schwarz to postpone until an ad-hoc committee can be formed to review revisions. The motion was seconded and passed. The ad-hoc committee will consist of Ms. Dirmeyer, Ms. Chick and Dr. Schwarz.

Agenda Item 22 was the discussion and possible action regarding approval of revisions to Apprentice-Student Policy. A motion was made by Dr. Schwarz to approve the revisions to the policy with amendments. The motion was seconded and passed.

Agenda Item 23 was the discussion regarding the appointment of a Board Chair and Vice-Chair. Ms. Feinleib discussed the procedure for appointments.

Agenda Item 24 was the discussion regarding the appointment of committee members. Ms. Kennedy was selected to serve on the Complaint Review Committee once the adopted rules become final.

Agenda Item 25 was setting future meeting dates. The next meeting dates will be September 18-19, 2006 and February 12-13, 2007.

Agenda Item 26 was announcements and comments not requiring board action. There were no announcements or comments.

Agenda Item 27 was public comments. One person addressed the board regarding administrative penalties and the content of the board's website.

Agenda Item 28 was the discussion and possible action regarding the approval of the Jurisprudence Examination. The Texas Midwifery Board having convened on this date and with a quorum present, went into Executive Session in accordance with Government Code Chapter 551 (Open Meetings Act) of the State of Texas, for the purpose of discussing specific examination questions. The date was February 7, 2006. The time was 1:50 pm. The Texas Midwifery Board came out of Executive Session at 2:05 pm. No formal action was taken. The date was February 7, 2006. A motion was made by Dr. Schwarz to approve the jurisprudence examination questions. The motion was seconded and passed.

Agenda Item 29 was adjournment. A motion was made by Dr. Schwarz to adjourn the meeting at 2:10 pm. The motion was seconded and passed.

Brent Baylor, Chair