

By Senator Rodriguez

40-00830B-23

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1 A bill to be entitled
2 An act relating to certified nurse midwives; amending
3 s. 464.0123, F.S.; requiring certain certified nurse
4 midwives, in order to provide out-of-hospital
5 intrapartum care, to maintain a written policy for the
6 transfer of patients needing a higher acuity of care
7 or emergency services; requiring that such policy
8 prescribe and require the use of an emergency plan-of-
9 care form; providing requirements for the form;
10 requiring such certified nurse midwives to document
11 specified information on the form if the transfer of
12 care is determined to be necessary; requiring
13 certified nurse midwives, before such transfer of the
14 patient, to verbally provide the receiving provider
15 with specified information; requiring certified nurse
16 midwives to provide the patient's emergency plan-of-
17 care form to the receiving provider upon the patient's
18 transfer, as well as certain patient records;
19 requiring the board to adopt certain rules; providing
20 an effective date.

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22 Be It Enacted by the Legislature of the State of Florida:

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24 Section 1. Paragraph (b) of subsection (3) of section
25 464.0123, Florida Statutes, is amended to read:

26 464.0123 Autonomous practice by an advanced practice
27 registered nurse.—

28 (3) PRACTICE REQUIREMENTS.—

29 (b) 1. In order to provide out-of-hospital intrapartum care,

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30 a certified nurse midwife engaged in the autonomous practice of
31 nurse midwifery must maintain a written policy for the transfer
32 of patients needing a higher acuity of care or emergency
33 services. The policy must prescribe and require use of an
34 emergency plan-of-care form, which must be signed by the patient
35 before admission to intrapartum care. At a minimum, the form
36 must include all of the following:

37 a. The name and address of the closest hospital with
38 maternity and newborn services.

39 b. Reasons for which transfer of care would be necessary,
40 including the transfer-of-care conditions prescribed by board
41 rule.

42 c. Ambulances or other emergency medical services that
43 would be used to transport the patient in the event of an
44 emergency.

45 2. If transfer of care is determined necessary by the
46 certified nurse midwife, the certified nurse midwife must
47 document all of the following information on the patient's
48 emergency plan-of-care form:

49 a. The name, date of birth, and condition of the patient.

50 b. The gravity and parity of the patient and the
51 gestational age and condition of the fetus or newborn infant.

52 c. The reasons that necessitated the transfer of care.

53 d. A description of the situation, relevant clinical
54 background, assessment, and recommendations.

55 e. The planned mode of transporting the patient to the
56 receiving facility.

57 f. The expected time of arrival at the receiving facility.

58 3. Before transferring the patient, the certified nurse

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59 midwife must provide the receiving provider with a verbal
60 summary of the information specified in subparagraph 2. Upon
61 transfer of the patient to the receiving facility, the certified
62 nurse midwife must provide the receiving provider with the
63 patient's emergency plan-of-care form.

64 4. The certified nurse midwife shall provide the receiving
65 provider with the patient's prenatal records, including patient
66 history, prenatal laboratory results, sonograms, prenatal care
67 flow sheets, maternal fetal medical reports, and labor flow
68 charting and current notations.

69 5. The board shall adopt rules to prescribe transfer-of-
70 care conditions, monitor for excessive transfers, conduct
71 reviews of adverse maternal and neonatal outcomes, and monitor
72 the licensure of certified nurse midwives engaged in autonomous
73 practice must have a written patient transfer agreement with a
74 hospital and a written referral agreement with a physician
75 licensed under chapter 458 or chapter 459 to engage in nurse
76 midwifery.

77 Section 2. This act shall take effect July 1, 2023.