

201 KAR 20:640. Requirements for informed consent for licensed certified professional midwives.

RELATES TO: KRS 314.400 – 314.414

STATUTORY AUTHORITY: KRS 314.131(1), 314.404

NECESSITY, FUNCTION, AND CONFORMITY: KRS 314.131(1) authorizes the Board of Nursing to promulgate administrative regulations as may be necessary to enable it to carry into effect the provisions of KRS Chapter 314. KRS 314.404(6) requires the board to promulgate an administrative regulation to establish requirements for informed consent by individuals receiving services from a licensed certified professional midwife. This administrative regulation establishes requirements for informed consent for licensed certified professional midwives.

Section 1. (1) An LCPM shall obtain written informed consent from the individual receiving services.

(2) The LCPM shall maintain a copy of the informed consent document in the individual's records.

(3) The informed consent document shall include:

(a) A description of the LCPM's education and credentials;

(b) A description of the LCPM's statutory scope of practice, including a summary of the LCPM's limitations of skills and practices;

(c) Instructions for obtaining a copy of 201 KAR 20:600 to 201 KAR 20:690;

(d) Instructions for filing a complaint with the board of nursing;

(e) A summary of a written protocol for emergencies, including transfer to a higher level of care;

(f) A description of the procedures, benefits, and risks of birth in the client's chosen environment, primarily those conditions that may arise during delivery;

(g) Disclosure of professional liability insurance held by the LCPM;

(h) The financial responsibility of the client;

(i) A summary of the requirements for consultation, referral, or transfer of care established by 201 KAR 20:670 and 201 KAR 20:690; and

(j) Procedures established by the LCPM for consultation, collaboration, referral, or transfer of care to a physician or other appropriate healthcare provider. (46 Ky.R. 2170, 2900; eff. 7-29-2020)