

**STATE OF ALASKA  
DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC  
DEVELOPMENT  
DIVISION OF CORPORATIONS, BUSINESS AND PROFESSIONAL  
LICENSING**

**ALASKA STATE BOARD OF CERTIFIED DIRECT-ENTRY MIDWIVES**

**MEETING MINUTES**

**MARCH 9, 2007**

By authority of AS 08.65.020 and in compliance with the provisions of AS 44.62, Article 6, a scheduled meeting of the Board of Certified Direct-Entry Midwives was held March 9, 2007 in the Atwood Building, 550 W 7<sup>th</sup> Ave., Suite 1620, Anchorage, Alaska.

**March 9, 2007**

**Agenda Item 1**

**Call to Order/Roll Call**

The meeting was called to order by Dana Brown, CDM, Chair at 9:45 a.m.

Present, constituting a quorum of the board were:

Dana Brown, CDM, Chair, Fairbanks  
Barbara Norton, CNM, Anchorage  
Holly Steiner, CDM, Wasilla  
Mila Cosgrove, Public Member (arrived 9:50 A.M.)

Dr. Richey was unable to attend due to rescheduling of the meeting, from March 2, 2007 to March 9, 2007.

Staff present: Judy Weske, Licensing Supervisor

Public Present: Judi Davidson, Jackelyn Erwin, Christina Olson

**Agenda Item 2**

**Review/Amend Agenda**

On a motion made by Norton, seconded by Steiner and carried unanimously it was

**RESOLVED TO APPROVE THE AGENDA AS WRITTEN**

**Agenda Item 3**

**Ethics Reporting**

All members present reported that they had no ethics violations or potential violations.

**Agenda Item 4**

**Review/Approve Minutes**

It was noted that the proposed regulation project under 12 AAC 14.500(c)(1)(K) incorrectly reflected Group B Streptococci; it should have read Hepatitis B. The final set of minutes will be corrected.

On a motion made by Steiner, seconded by Norton and carried unanimously it was

**RESOLVED TO APPROVE THE AUGUST 24, 2006 MINUTES AS AMENDED AND THE OCTOBER 24, 2006 TELECONFERENCE MINUTES AS WRITTEN**

**Agenda Item 5**

**Investigative Report**

Investigator Susan Winton met with the board. She confirmed that the one licensee on probation is in compliance. The board reviewed the Investigative Report and discussed issues of concern regarding the process of filing complaints, investigations, etc.

Susan stated that when a matter is referred from peer review, she opens a complaint and then determines whether there is a reason to conduct an investigation.

Dana expressed her frustration that the board pays for investigative costs for unlicensed practice of a midwife; why doesn't the nursing board or medical board pay for investigative costs because this person could as easily be practicing as a nurse midwife or an obstetrician. Susan explained how the complaint comes into the office determines course of investigation. If the subject of the complaint is a registered nurse and was practicing midwifery, the case would go to the nursing board; but if the subject of the complaint is not a licensed nurse, then that person would be violating the direct-entry midwife statutes and regulations.

Susan asked the board to consider adopting a regulation similar to what the Board of Psychology adopted under 12 AAC 60.050 specifically stating: "Application Made Under Oath; Penalty. An application must be signed and the truth of its contents sworn to by the applicant. False or misleading statements or information, whether made knowingly or not, are grounds for denial of approval to take the examination or revocation of a license granted on the basis of the false or misleading statement."

Susan advised the board that having a regulation similar to 12 AAC 60.050 would make it easier for the board in defending any action they make take in denial of an application for such issues.

The board thanked Susan for her input and will consider the regulation change.

The board then discussed the practice (which has been going on) in which an out-of-state CPM comes to assist in the birth with a licensed direct-entry midwife. The board looked at AS 08.65.150 which states that a person who is not certified under AS 08.65 may not practice midwifery for compensation. Susan Winton talked with the board about this issue. If Susan receives a complaint regarding unlicensed practice, a complaint is opened and the process begins for determining whether a violation has occurred. The board

talked about the level of fines; the fine is meant to be a deterrent. Susan explained why part of the fine is deferred; if the person violates the terms of the MOA, then the suspended portion of the fine is imposed.

The board addressed "V-Back" procedures and the whole issue of amending AS 08.65.140. Barbara Norton stated the nurse midwives are just barely able to perform V-Backs and that if direct-entry midwives violate statutes and regulations it trickles to the nurse midwife practice as well.

There are individuals practicing in the state as midwives who are not licensed; the board discussed the concerns that not all midwives support the mission of the board and that unlicensed practice is a problem in the profession.

**Agenda Item 6**                      **Public Comment**

No public comment offered during scheduled agenda time.

**Agenda Item 7**                      **Regulations**

The board reviewed the regulation changes effective February 23, 2007 (12 AAC 14.300(c)(3); and 12 AAC 14.400(b)(4)).

The board scheduled a teleconference for March 13, 2007 at 8:15 a.m., to consider proposed changes. Barbara Norton passed on a concern of a nurse midwife regarding late transfers to a hospital regarding IV therapy and not using IV therapy as a last resort – it's important to keep patients hydrated.

The board recessed for lunch at 11:45 A.M.; back on record at 1:15 P.M.

Present, constituting a quorum of the board were:

Dana Brown, CDM, Chair, Fairbanks  
Barbara Norton, CNM, Anchorage  
Holly Steiner, CDM, Wasilla  
Mila Cosgrove, Public Member

Staff present: Judy Weske, Licensing Supervisor

**Agenda Item 8**                      **NARM Examination Report**

One applicant took the NARM exam during the August 2006 administration. It was noted that the applicant had been given the wrong answer sheet which required hand scoring by NARM. The results were not available at the board meeting.

**Agenda Item 9**                      **Applications for Certification**

The board reviewed pending applications for Jackelyn Erwin (by examination) and Lorna Mazoff (by credentials). Apprentice applications for Amy Yuill and Mary Lutrick were also reviewed.

On a motion made by Cosgrove, seconded by Norton and carried unanimously it was

**RESOLVED TO APPROVE the application by examination for Jackelyn Erwin pending passing the NARM examination and payment of the licensing fee.**

The board reviewed the application for Lorna Mazoff and had questions concerning her continuing education. The board spoke with Ms. Mazoff regarding whether the homeopathy courses sponsored by Central Texas Midwives were self-study or an actual class; Ms. Mazoff confirmed that it was an actual class. The board also questioned whether the course she took for hypertension and was claiming credit toward pharmacology was pregnancy related. She has another course that she will fax to the board for review. The board reviewed the additional documentation she submitted and agreed that she meets the requirements.

On a motion made by Cosgrove, seconded by Norton and carried unanimously it was

**RESOLVED TO APPROVE the application by credentials for Lorna Mazoff pending receipt of the license fee.**

**Agenda Item 10      Course of Study Certification Program Review**

The board reviewed the certification programs of: Ancient Arts Midwifery Institute; Via Vita Midwifery Program; In the Garden Midwifery Course of Study; Midwife to Be.

The board determined that course approval information submitted by In the Garden Midwifery Course of Study Program was insufficient for making a determination regarding course approval. Specifically, the course information submitted lacked proof of assessment tools; details or comments on how students are educated in each of the subjects; there were no resources listed. Ms. Peyton failed to provide an adequate amount of information to allow the board to make an informed decision regarding the quality of the program. In essence, there is insufficient information to approve the program.

On a motion made by Cosgrove, seconded by Steiner and carried unanimously it was

**RESOLVED TO TABLE the In the Garden Midwifery Course of Study for program certification pending discussion with the Department of Law regarding requirements for course of study provider.**

On a motion made by Cosgrove, seconded by Norton and carried unanimously it was

**RESOLVED TO APPROVE Via Vita Midwifery Program for program certification.**

On a motion made by Steiner, seconded by Norton and carried unanimously it was

**RESOLVED TO APPROVE Midwife to Be for program certification.**

On a motion made by Cosgrove, seconded by Norton and carried unanimously it was

**RESOLVED TO TABLE review of Ancient Arts Midwifery Institute for program certification pending documentation from the provider regarding the Alaska portion of the program. Specifically, how the program meets 12 AAC 14 200(a). Documentation must be submitted by March 20, 2007 for review at the board's March 23, 2007 teleconference.**

**Agenda Item 11      Peer Review**

This item was tabled until the August 2007 board meeting.

**Agenda Item 12      FY 2007 Annual Report Preparation**

This item was tabled until the August 2007 board meeting.

**Agenda Item 13      Budget Report**

The board reviewed the report provided.

**Agenda Item 14      Sign Certificates/Meeting Dates Discussion**

There were no certificates for the board's signature.

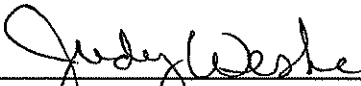
Teleconference date to adopt proposed regulations scheduled for March 23, 2007 at 8:15 a.m.

The board confirmed August 16-17, 2007 meeting date in Anchorage.

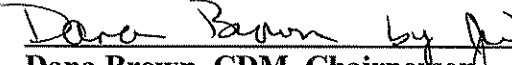
**Agenda Item 15      Final Comments/Wrap Up**

The board having no other business adjourned the meeting at 4:40 p.m.

**Respectfully Submitted:**

  
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**Judy Weske, Licensing Supervisor**

**Approved:**

  
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**Dana Brown, CDM, Chairperson**

9-6-07  
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**Date**