

**SOUTH DAKOTA BOARD OF CERTIFIED PROFESSIONAL MIDWIVES
BOARD MEETING MINUTES**

Thursday, March 19, 2020 1:00pm - 3:00pm (Central Standard Time)

President Debbie Pease **called the meeting to order** at 1:10p.m. (after some issues with the conference call electronics). The roll was called. A quorum was present.

Members of the board in attendance: Debbie Pease was present at the board office, Susan Rooks, Kimberlee McKay, Jackie Lopez and Autumn Cavender-Wilson were all present via phone.

Others in attendance: Justin Williams, DOH(via phone) and Tammy Weis, SD Board of CPM Exec Secretary.

New board member Jackie Lopez, CPM was welcomed and gave a brief introduction.

Rooks moved **approval of the agenda as posted**; seconded by **McKay**. The board voted by roll call. Pease, Lopez, Rooks, McKay, and Cavender-Wilson voted aye. **MOTION PASSED**

Pease reminded the board of the election policy and informed them that all of the current officers had been polled and were willing to serve another term.

The CPM Board will hold regular elections of officers during the Spring meeting of even numbered years. If an officer is leaving the board, the board will vote to replace that officer at the meeting closest to the time of the officer's departure.

Lopez moved that we **re-elect the current slate of officers** for another 2 year term. **McKay** **seconded**. **Rooks** mentioned that she would serve until April next year when she plans to let her license lapse and retire. The board voted by roll call. Pease, Lopez, Rooks, McKay, and Cavender-Wilson voted aye. **MOTION PASSED**

Pease **opened the floor for any member of the public** that wished to address the board. No one wished to speak.

There were no additions or corrections to the **Draft Meeting Minutes of Sept 19, 2019**. **McKay** moved to accept them as presented. Cavender-Wilson seconded. The board voted by roll call. Pease, Lopez, Rooks, McKay, and Cavender-Wilson voted aye. **MOTION PASSED**

The Financial Report included the Condition Report, Cash balance, and Projected Expenses for fiscal year(FY) 2019/20. There were no questions or discussion. The Report will be filed as presented.

Rooks reported that the board has no jurisdiction over **Sanford Health's decision to refuse to honor CPM orders** for lab work or ultrasound. Rooks will prepare a letter of explanation for the CPM who inquired about this difficulty. Birth Matters will also be informed.

Justin Williams, Dept of Health liaison, reported that the Dept of Health is planning to hire an attorney for several SD boards to share as needed for legal consultation. The cost to the board has not yet been established, estimate is \$500 annually.

Katie Mallery, SD Attorney General Assistant, joined the meeting. She explained the process when a board denies a license and the decision is challenged. She mentioned the costs to the board when the Office of Hearing Examiners is involved and informed the board what kinds of information, testimony and documents are acceptable for presentation before an Administrator Law Judge (ALJ).

Cavender-Wilson moved that we go to **Executive Session pursuant to SDCL 1-25-2 (6) and subdivision 1-27-1.5(22)** to discuss records which, if disclosed, would constitute an unreasonable

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release of personal information concerning a pending application for licensure. Rooks second. The board voted by roll call. Pease, Lopez, Rooks, McKay, and Cavender-Wilson voted aye. **MOTION PASSED**

Board returned from Exec Session. **Cavender-Wilson** moved that we appoint Rooks as the investigator for our pending application, and when the investigation is complete that we apply to have the matter heard by an Administrative Law Judge if necessary. **McKay** second. The board voted by roll call. Pease, Lopez, Rooks, McKay, and Cavender-Wilson voted aye. MOTION PASSED

Pease stated that our time was depleted for the rest of the meeting. Several board members were unable to extend the time of the meeting. Rooks moved that we add the remaining items on the agenda to our next meeting on **Thursday July 9, 2020 1-3pm CST and adjourn**. Cavender-Wilson second. The board voted by roll call. Pease, Lopez, Rooks, McKay, and Cavender-Wilson voted aye. MOTION PASSED

At 3:06pm the meeting was **adjourned**