

A Review Committee comprised of three individuals with no prior involvement with the matter or the individual against whom discipline is being considered was duly convened.

The Review Committee has now considered the charges against Respondent and the above-described matters of record. On the basis of the factual findings and reasons set forth below, the Committee unanimously concludes that good grounds for discipline against Respondent exist under sections A.7. and A.9. of the Disciplinary Policy and that the imposition of sanctions is warranted.

FINDINGS

The Review Committee finds the following facts:

1. AMCB (previously known as ACC) was formed in 1991 by the American College of Nurse Midwives (ACNM) as an independent entity to carry on the existing program of ACNM for certifying the competency of individuals as entry-level nurse midwives.
2. AMCB assumed responsibility for discipline of ACNM/AMCB certificants through the Disciplinary Policy, the most recent version of which AMCB adopted December 2003.
3. Respondent was certified by AMCB on June 27, 1997 and recertified on January 1, 2006.
4. On or about July 2002 Respondent:
 - a. performed a vaginal delivery approximately 63 hours after rupture of the membranes without using fetal electronic monitoring electrode;
 - b. failed to consult with her supervising physician regarding the patient's condition other than for induction of Pitocin;
 - c. failed to timely document progress notes in the patient's record
5. Respondent was fined five hundred dollars (\$500.00) by the Ohio State Board of Nursing.
6. Respondent's license to practice as a nurse midwife was suspended indefinitely by order of the Ohio Board of Nursing but suspension was stayed, subject to probationary terms, conditions, and limitations until at least September 2008.
5. Respondent is complying with all requirements mandated by the Consent Agreement between Respondent and the Ohio Board of Nursing.

DISCUSSION

In this matter we are called upon to decide whether and what discipline is warranted against a CNM who's license has been suspended but stayed for negligence in professional work, and/or engaging in unprofessional conduct.

The Committee is persuaded that Respondent understands her error in judgment and has taken steps to improve her knowledge and skills for the future. Respondent is committed to being a good nurse midwife and is willing to take whatever steps necessary to remain as one.

Respondent has shown documentation of compliance with all requirements mandated by the Ohio Board of Nursing, including payment of fine, continuing education, and quarterly reporting by her collaborating physician and employer.

SANCTIONS FOR VIOLATIONS

The Review Committee agrees with the sanctions of the Ohio Board of Nursing and is reassured that Respondent is complying with all requirements imposed. Furthermore, the Review Committee determines that the following sanctions shall be imposed for the violations found:

1. Notification of Restrictions Lifted. AMCB shall be notified when restrictions to Respondent's license are lifted and/or stayed suspension of license is over and full license is reinstated.

3. Notification of Discipline Imposed. The Ohio Board of Nursing shall be notified of the AMCB's agreement with sanctions of Respondent.

Effective: April 8, 2008

REVIEW COMMITTEE

Carol Howe, CNM, DNSc, FACNM, Chair
Nancy Moss, CNM, PhD
Linda Nelson, CNM, MS

Barbara Graves, CNM, MN, MPH, FACNM
AMCB President, Board of Directors