



DAVID Y. IGE  
GOVERNOR  
SHAN S. TSUTSUI  
LT. GOVERNOR

STATE OF HAWAII  
OFFICE OF THE DIRECTOR  
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS  
335 MERCHANT STREET, ROOM 310  
P.O. Box 541  
HONOLULU, HAWAII 96809  
Phone Number: 586-2850  
Fax Number: 586-2856  
www.cca.hawaii.gov

CATHERINE P. AWAKUNI COLÓN  
DIRECTOR  
JO ANN M. UCHIDA TAKEUCHI  
DEPUTY DIRECTOR

## **PRESENTATION OF THE PROFESSIONAL AND VOCATIONAL LICENSING DIVISION**

TO THE HOUSE COMMITTEE ON  
CONSUMER PROTECTION & COMMERCE

TWENTY-EIGHTH LEGISLATURE  
REGULAR SESSION OF 2016

Monday, April 4, 2016  
2:00 p.m.

### **WRITTEN TESTIMONY ONLY**

**TESTIMONY ON HOUSE CONCURRENT RESOLUTION NO. 65, H.D. 1,  
REQUESTING THE AUDITOR TO PERFORM A SUNRISE ANALYSIS OF THE  
REGULATION OF CERTIFIED PROFESSIONAL MIDWIVES.**

TO THE HONORABLE ANGUS L.K. MCKELVEY, CHAIR,  
AND MEMBERS OF THE COMMITTEE:

My name is Celia Suzuki, Licensing Administrator for the Professional and Vocational Licensing Division, Department of Commerce and Consumer Affairs ("Department"). The Department appreciates the opportunity to offer comments on H.C.R. No. 65, H.D. 1.

The concurrent resolution requests that the Auditor perform a sunrise analysis of the proposed regulation of the profession of Certified Professional Midwife, as proposed in House Bill No. 1899, House Draft 1, introduced during the Regular Session of 2016.

Although a sunrise study was conducted seventeen years ago in 1999, it would be in the best interest of consumers to re-evaluate the regulation of certified professional midwives.

The sunrise review would be conducted pursuant to section 26H-6, Hawaii Revised Statutes (“HRS”). The Auditor’s analysis would set forth the probable effects of the proposed regulatory measure, assess whether its enactment is consistent with the purposes of section 26H-2, HRS, and assess alternate forms of regulation. The Department agrees that a current sunrise analysis should be conducted by the Auditor before certified professional midwives are regulated.

Thank you for the opportunity to offer comments on H.C.R. No. 65, H.D. 1.



# Midwives Alliance of Hawaii

March 31, 2016

## **TESTIMONY IN STRONG SUPPORT OF HCR65 HD1, RELATING TO REQUESTING THE AUDITOR TO PERFORM A SUNRISE ANALYSIS OF THE REGULATION OF CERTIFIED PROFESSIONAL MIDWIVES**

To: House Committee on Consumer Protection & Commerce  
Representative Angus L.K. McKelvey, Chair  
Representative Justin H. Woodson Vice Chair  
Hawaii State Capitol, Conference Room 325  
415 South Berentania Street  
Honolulu, HI 96813

From: Midwives Alliance of Hawaii  
Lea Minton, CNM, President  
Nina Millar, RN, Vice President  
Naomi Picinich, SNM, Secretary  
Selena Green, CPM, Treasurer  
Dani Kennedy, CPM, Big Island Representative  
Kaja Gibbs, CPM, Oahu Representative

Time: Twenty-Eighth Legislature Regular Session of 2016  
Monday, April 4, 2016 at 2:00pm

Dear Representative McKelvey, Representative Woodson and committee members:

Midwives Alliance of Hawaii strongly supports HCR65 HD1 and respectfully requests the House Committee on Consumer Protection & Commerce pass this resolution. As a state non-profit organization who represent out of hospital midwives, we would like to see HCR65 HD1 enacted so that the State Auditor can provide an updated sunrise analysis regarding the regulation of certified professional midwives in Hawaii. In the last seventeen years, since the first sunrise analysis was completed, there have been numerous updates: thirty states have recognized certified professional midwives either through regulation or authorization of practice by statute; standards of care and competencies have been routinely updated by the National Association for Certified Professional Midwives and the Midwives Alliance of North America in response to evolving national maternal care standards; and out of hospital births have risen in the United States and in Hawaii.

According to a study by Dr. Marian MacDorman of the Maryland Population Research Center published on March 16, 2016 in Birth magazine, "out-of-hospital births increased by 72 percent, from 0.87 percent of United States births in 2004 to 1.50 percent in 2014". Her research demonstrated that despite a serious gap in insurance coverage, a rising demand for out-of-hospital birth continues. Certified professional midwives with access to licensure are able to safely provide full scope care and meet the needs of a growing number of consumers.

Midwives Alliance of Hawaii believes that a current sunrise analysis will provide the affected parties with in depth information and allow for meaningful discussion of the probable effects of licensing certified professional midwives in Hawaii.

Thank you for your time and the opportunity to testify.

MIDWIVES ALLIANCE OF HAWAII  
P.O. BOX 241 HAU`ULA, HI 96717

[Midwiveshawaii@gmail.com](mailto:Midwiveshawaii@gmail.com) [www.midwivesallianceofhawaii.com](http://www.midwivesallianceofhawaii.com)

**American Congress of Obstetricians and Gynecologists  
District VIII, Hawaii (Guam & American Samoa) Section**

Greigh Hirata, MD, FACOG, Chair  
94-235 Hanawai Circle, #1B  
Waipahu, Hawaii 96797



To: Committee on Consumer Protection & Commerce  
Representative Angus McKelvey, Chair  
Representative Justin Woodson, Vice Chair

DATE: Wednesday, April 6, 2016  
TIME: 2:00 P.M.  
PLACE: Conference Room 325

FROM: Hawaii Section, ACOG  
Dr. Greigh Hirata, MD, FACOG, Chair  
Dr. Jennifer Salcedo, MD, MPH, MPP, FACOG, Vice-Chair  
Lauren Zirbel, Community and Government Relations

**Re: HCR 65, HD 1 REQUESTING THE AUDITOR TO PERFORM A SUNRISE  
ANALYSIS OF THE REGULATION OF CERTIFIED PROFESSIONAL  
MIDWIVES**

**Position: Support**

Dear Representatives McKelvey, Woodson and Committee Members:

The American Congress of Obstetricians and Gynecologists, Hawaii Section (Hawaii ACOG) supports the request for the auditor to perform a sunrise analysis of the regulation of certified professional midwives.

We do acknowledge the effort to license and regulate home birth providers as a first step in improving the safety of women and children in our state. We feel that Hawaii should follow Oregon which since 2015 requires mandatory licensure .

Furthermore, we know that international standards governing home birth midwife providers' worldwide call for mandatory licensure in the jurisdiction where the provider practices. Women in Hawaii – no less than women in other, even less-developed countries – should be guaranteed care that meets this important minimum standard for safe, high quality maternity care.

Mahalo for the opportunity to testify, and for your support of Hawaii Women's Health.



From: mailinglist@capitol.hawaii.gov  
Sent: Thursday, March 31, 2016 4:09 PM  
To: CPCtestimony  
Cc: lea.tiare@gmail.com  
Subject: \*Submitted testimony for HCR65 on Apr 4, 2016 14:00PM\*

**HCR65**

Submitted on: 3/31/2016

Testimony for CPC on Apr 4, 2016 14:00PM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Lea Minton	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

From: Personal Email <missywalth77@yahoo.com>  
Sent: Thursday, March 31, 2016 4:43 PM  
To: CPCtestimony  
Subject: I support HCR65 HD1

I want to convey my support of Bill  
HCR65 HD1.

I believe Midwives should be supported, welcomed and Licensed in Hawaii.

Much like the other 29 states that license Midwives. The state of Hawaii could, like those states, benefit from the opportunity of affordable, safe and collaborative care for Mothers, babies, Women's health and the education provided to the whole family through the Midwifery Model of Care.

Sincerely,  
Melissa S. Walsh LMT  
Midwife  
(478)960-6367  
Kihei, HI

April 1, 2016

To whom it may concern,

This sunrise analysis is significant for all women, families and midwives in Hawai`i. I am currently a student of Bastyr University, working towards earning my Master's degree in Midwifery. Currently, the state of Hawai`i lacks the necessary legislation and licensing power to give all women (who are considered low-risk) access to the choice of having a safe and regulated out of hospital birth.

As a student, I am undertaking a rigorous training to gain the necessary credentials and background to provide out of hospital care to low-risk families. I currently reside in Shoreline, Washington and I plan to return to the Big Island to be with my family after I graduate from this program. I want to be part of a great change in Hawai`i, and to help give families better birth options in the islands.

This audit is extremely important, as it may carry us one step closer to bringing new talent, technology and better health care to the islands that we know and love. Please take my testimony in support of the sunrise analysis into your consideration

Aloha and Mahalo,

Echo Yarberry  
Bastyr University Midwifery Student  
14526 Evanston Avenue N.  
Shoreline, WA 98133



From: mailinglist@capitol.hawaii.gov  
Sent: Friday, April 01, 2016 11:05 AM  
To: CPCtestimony  
Cc: kajamadronegibbs@gmail.com  
Subject: \*Submitted testimony for HCR65 on Apr 4, 2016 14:00PM\*

**HCR65**

Submitted on: 4/1/2016

Testimony for CPC on Apr 4, 2016 14:00PM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Kaja Gibbs	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

From: mailinglist@capitol.hawaii.gov  
Sent: Sunday, April 03, 2016 1:33 PM  
To: CPCtestimony  
Cc: alohabirth@hawaiiantel.net  
Subject: Submitted testimony for HCR65 on Apr 4, 2016 14:00PM

**HCR65**

Submitted on: 4/3/2016

Testimony for CPC on Apr 4, 2016 14:00PM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
nina millar	Individual	Support	No

Comments: For the safety of pregnant women and their babies, I humbly request that members of the CPC committee pass HCR 65 HD1. Certified professional midwives (CPM) need licensure within Hawaii to provide safe care to the growing number of women choosing out of hospital births. Thank you for your support! Sincerely, Nina Millar, RN & retired CPM

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

From: mailinglist@capitol.hawaii.gov  
Sent: Tuesday, April 05, 2016 8:16 AM  
To: CPCtestimony  
Cc: mamaselena.midwife@gmail.com  
Subject: \*Submitted testimony for HCR65 on Apr 6, 2016 14:00PM\*

**HCR65**

Submitted on: 4/5/2016

Testimony for CPC on Apr 6, 2016 14:00PM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Selena M. Green	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

From: mailinglist@capitol.hawaii.gov  
Sent: Sunday, April 03, 2016 1:41 PM  
To: CPCtestimony  
Cc: hillabug@hotmail.com  
Subject: Submitted testimony for HCR65 on Apr 4, 2016 14:00PM

**HCR65**

Submitted on: 4/3/2016

Testimony for CPC on Apr 4, 2016 14:00PM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Hilary Millar	Individual	Support	No

Comments: As a woman who has had two out of hospital births with a certified professional midwife, I believe licensure for CPMs would help assure qualifications & improve the outcomes of out of hospital births. Members of the CPCcommittee : please pass HCR65 HD1. Thank you, Hilary Millar

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

From: mailinglist@capitol.hawaii.gov  
Sent: Sunday, April 03, 2016 1:58 PM  
To: CPCtestimony  
Cc: lemuria@bigisle.com  
Subject: Submitted testimony for HCR65 on Apr 4, 2016 14:00PM

**HCR65**

Submitted on: 4/3/2016

Testimony for CPC on Apr 4, 2016 14:00PM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
LISA L ANDERSON	Individual	Support	No

Comments: Please support our nurse midwives. They are a valuable asset to our society.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

From: mailinglist@capitol.hawaii.gov  
Sent: Sunday, April 03, 2016 2:00 PM  
To: CPCtestimony  
Cc: nina.millar@northhawaii hospice.org  
Subject: Submitted testimony for HCR65 on Apr 4, 2016 14:00PM

**HCR65**

Submitted on: 4/3/2016

Testimony for CPC on Apr 4, 2016 14:00PM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
james millar	Individual	Support	No

Comments: My wife has been a midwife for 35+years and has helped hundreds & hundreds of mothers & babies. We support HCR65 HD1 and ask for your support as well. Mahalo- Jim Millar

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)