



## Board Meeting Notice and Agenda Special Public Board Meeting - WebEx

**DATE:** Thursday, June 17, 2021.  
**TIME:** 2:00 p.m. – 4:00 p.m.  
Or Until Completion of Business.

**WebEx Link:** <https://dca-meetings.webex.com/dca-meetings/onstage/g.php?MTID=ec46c048552995d8f017d11cc38dd7ceb>

**NOTE:** Pursuant to the provisions of Governor Gavin Newsom’s Executive Order N-29-20, dated March 17, 2020, the Board will meet via WebEx, and a physical meeting location is not provided.

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### Important Notices to the Public:

*Action may be taken on any item on the agenda. The time and order of agenda items are subject to change at the discretion of the Board President and may be taken out of order. In accordance with the Bagley-Keene Open Meeting Act, all meetings of the Board are open to the public. Webcast availability cannot, however, be guaranteed due to limited resources, and access may be limited to a finite number of individuals, to be accommodated on a first-come, first served basis. The meeting will not be cancelled if webcast is not available. Adjournment, if it is the only item that occurs after a closed session, may not be webcast.*

*Government Code section 11125.7 provides the opportunity for the public to address each agenda item during discussion or consideration by the Board prior to the Board taking any action on said item. Members of the public will be provided appropriate opportunities to comment on any issue before the Board, but the Board President may, at his or her discretion, apportion available time among those who wish to speak. Individuals may appear before the Board to discuss items not on the agenda; however, the Board can neither discuss nor take official action on these items at the time of the same meeting [Government Code sections 11125, 11125.7(a)].*

*Providing your request at least five (5) business days before the meeting will help to ensure availability of the requested accommodations. TDD Line: (916) 322-1700.*

**2:00 p.m. OPEN SESSION: Board Meeting Begins**

1. **Call to Order, Roll Call, and Establishment of Quorum** – Dr. Mountain
2. **Introduction of Board Members and Staff** – Ms. Yamaguchi, Executive Officer
3. **Board President’s Remarks** – Dr. Mountain
4. **Legislative and Regulations** – Report, Recommendations, and Possible Actions.

**a) Regulatory Packages (Recommendation and Possible Action)\***

1) Update and Possible Action\*: [AB 2138](#) (Chiu, Low, Chapter 995, Statutes of 2018) Substantial Relationship and Rehabilitation Criteria for Vocational Nurses; **Modified Proposed Text for Board vote.**

Summary update: The Substantial Relationship and Rehabilitation Criteria for Vocational Nurses (VN) package requires Board approval of the Modified Proposed Text as received from DCA Legal on April 1, 2021. The Legislative and Regulations Committee members reviewed the language on May 6, 2021 and moved to refer the Modified Proposed Text to the Board for vote. See document *Substantial Relationship Criteria (VN) Modified Proposed Text*.

2) Update and Possible Action\*: Program Pass Rate Standards for Vocational Nursing Programs; **Modified Proposed Text for Board vote.**

Summary update: On April 7, 2020, DCA regulations counsel proposed the amendments to Section 2530(I), Article 5, Chapter 1, Division 25 of Title 16 of the California Code of Regulations. See document *Program Pass Rate Standards For Legislation and Regulations Committee Review*.

3) Update, Discussion on Necessity, and Possible Action\*: Program Pass Rate Standards for Schools for the Preparation of Psychiatric Technicians; **Modified Proposed Text for Board vote.**

Summary update: On April 7, 2020, DCA regulations counsel proposed the amendments to Section 2585(I), Article 5, Chapter 1, Division 25 of Title 16 of the California Code of Regulations. See document *Program Pass Rate Standards For Legislation and Regulations Committee Review*.

- b) **[AB 1273](#) (Rodriguez) (Recommendation and Possible Action)\***  
Committee Analyses located [here](#).

Summary update: On May 6, 2021 Ms. Yamaguchi asked the Legislative and Regulations Committee to review AB 1273 for consideration of a “support” position. Ms. Carpenter and Mr. Dierking affirmed continued monitoring of the bill and Mr. Dierking requested that the bill be reviewed at the next Committee meeting. See document *AB 1273 (Rodriguez) BVNPT Staff Analysis. Proposed “Support” position for AB 1273 for Board vote.*

- c) **Proposed Pilot Program Draft Legislative Language to create Section 2880.1 of the California Business and Professions Code (Recommendation and Possible Action)\***

Summary update: The Board approved the BVNPT Response to the Sunset Review Background Paper at a Special meeting on March 30, 2021. The response included recommendations to create a more effective school program approval process. On May 20, 2021, the Board held an Informational Meeting on the proposed new Educational Program Approval Process. Staff has developed the attached **Proposed Pilot Program Draft Legislative Language and recommends that the Board take action to approve the language and concept.**

- d) **Proposed School Fees policy to create Section 2880.XX of the California Business and Professions Code (Recommendation and Possible Action)\***

Summary update: On May 20, 2021, the Board held an Informational Meeting on the new Educational Program Approval Process regarding proposed statutory language to address the significant backlog of school program approval requests. This Pilot Program is linked to the Board’s ability to assess fees to the educational programs, which the Board reviewed and approved May 22, 2020. Staff recommends board consideration of possible amendments in the Program Approval fee policy (as attached).

**5. Public Comment on Items Not on the Agenda**

*Note: The Board may not discuss or take any action on any item raised during this public comment section, except to decide whether to place the matter on the agenda of a future meeting [Government Code Sections 11125 and 11125.7(a)].*

**6. Suggestions for Future Agenda Items**

**7. Adjournment**

***The mission of the California Board of Vocational Nursing and Psychiatric Technicians (Board) is to protect the public. Public protection is paramount to the Board and its highest priority in exercising its licensing, regulatory, and disciplinary***

Special Board Meeting  
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***functions. Toward this end, the Board ensures that only qualified persons are licensed vocational nurses and psychiatric technicians by enforcing education requirements, standards of practice, and by educating consumers of their rights.***