



Board Meeting Notice and Agenda
Public Board Meeting
****Meeting will be held via WebEx****

DATE: Thursday - Friday, August 20-21, 2020

TIME: 9:00 a.m. – 5:00 p.m. or Until Completion of Business

***EXECUTIVE ORDER:** Waiver of Bagley-Keene Restriction on Teleconferenced Meetings Related to Declared Emergency -- (Executive Order N-29-20, March 17, 2020, paragraph 11.)

Important Notices to the Public:

If you wish to participate or observe the meeting, you can access the meeting via BVNPT Thursday, August 20, 2020, WebEx Link: <https://dca-ca.webex.com/dca-ca/onstage/g.php?MTID=e13c59cb9907e6020ac404dd8058220b8>

Friday, August 21, 2020, WebEx Link: <https://dca-ca.webex.com/dca-ca/onstage/g.php?MTID=eea7653d35aebd027041ddefc62511b04>

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. This meeting will also be Webcast. The meeting will not be cancelled if there are technological difficulties with the webcast. The meeting may be paused or postponed if there are technical difficulties with the WebEx. Closed session is not available to the public via WebEx or 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)].

***Waiver of Bagley-Keene Restriction on Teleconferenced Meetings Related to Declared Emergency – (Executive Order N-29-20, March 17, 2020, paragraph 11.):**

Executive Order N-29-20 waives some requirements regarding the notification and access for teleconferenced public meetings. Specifically, it would allow a Board to conduct Board business via a telephonic meeting and allow the members to call in from private lines without making those numbers public or requiring the sites from which they call to be accessible to the public. One site must be posted as publicly accessible, and this public site need not include an appointed Board member.

Board Meeting
August 20-21, 2020

Thursday, August 20, 2020

9:00 a.m. OPEN SESSION: Board Meeting Begins

1. Call to Order, Roll Call, and Establishment of Quorum – Ms. Yamaguchi
2. Board Officer Elections - Mr. Swenson, Board Legal Counsel.
3. 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)].*
4. Petition Hearings
 - A. Petitions for Reinstatement:
 1. Kindred-Joe, Ann – with Attorney Scott Harris
 2. Knife, Teebe
 3. Thomas (Rollins), Jacqueline
 4. Lee, Hye Yoon – with Attorney Keith Kim

LUNCH BREAK

- B. Petition for Early Termination of Probation:
 1. Le, Mary

CLOSED SESSION:

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 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.

5. *The Board will convene in closed session pursuant to Government Code section 11126, subdivision (e)(1) to confer with legal counsel regarding pending litigation and (c)(3) to deliberate and vote on disciplinary matters.*

Adjourn Closed Session.

6. **Return to Open Session.**
Recess until next day, Friday, August 21, 2020.

FRIDAY, August 21, 2020

9:00 a.m. OPEN SESSION: Board Meeting Begins

1. Call to Order, Roll Call, and Establishment of Quorum.
2. Introduction of Board Member/Chair's Remarks.
3. Introduction of Board Staff – Ms. Yamaguchi, Executive Officer.
4. **Board Meeting Minutes** – Review and Approval.
 - A. May 22, 2020. <https://www.youtube.com/watch?v=TvF67EfSoFs&feature=youtu.be>.
5. **Education** - Reports, Recommendations, and Possible Actions.
Dr. Mountain, Chairperson, Ms. Amezola de Herrera, Ms. Norton, and Ms. Turner,
Board Members.
 - A. Education Division Report – Ms. Cordeiro.
 - B. Education Division Update – Ms. Yamaguchi
 - I. Unitek Proposal.
 - II. Executive Officer Review of Reports.

C. Education Committee Report – Dr. Mountain.

Request to Increase Class Enrollment Size.

**I. American Career College, Anaheim, Vocational Nursing Program.
Dr. Fairchild, Nursing Education Consultant, recommendations:**

Please note: These are not NEC decisions, rather the recommendations presented at the Executive Officer Review, the Education and Practice Committee and/or the full Board for action.

1. Deny American Career College, Anaheim, Vocational Nursing program's request to increase class size from 50 students to 60 students for each part-time class, starting with the projected July 6, 2020 class.
2. Place the program on the Board's August 2022 agenda for reconsideration of provisional approval
3. Place the program on the November 20, 2020 Board meeting agenda for reevaluation of resources and reconsideration of request to increase class size from 50 students to 60 students for each part-time class.

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4. Comply with all program requirements.

D. Consideration of Provisional Approval.

**I. Gurnick Academy of Medical Arts, San Mateo, Vocational Nursing Program.
Ms. Silverman, Nursing Education Consultant recommendations:**

Please note: These are not NEC decisions, rather the recommendations presented at the Executive Officer Review, the Education and Practice Committee and/or the full Board for action.

1. Place Gurnick Academy of Medical Arts, San Mateo, Vocational Nursing Program on provisional approval for the two-year period beginning August 21, 2020; and issue a certificate accordingly.
2. Require the program to admit no additional classes without prior approval by the Board.
3. Require the program to provide no less than one instructor for every ten students in clinical experiences.
4. Require the program to provide no less than one instructor for every ten students in clinical experiences.
5. Comply with all program requirements.
6. Require the program to provide no less than one instructor for every ten students in clinical experiences.
7. ADDENDUM, Gurnick Academy of Medical Arts, San Mateo, Vocational Nursing Program, Ms. Silverman, Nursing Education Consultant recommendations:
Please see attached report.

**II. Southeast California College, Vocational Nursing Program.
Ms. Silverman, Nursing Education Consultant recommendations:**

Please note: These are not NEC decisions, rather the recommendations presented at the Executive Officer Review, the Education and Practice Committee and/or the full Board for action.

1. Deny the Southeast California College, Vocational Nursing Program request to admit one class of 17 students on August 3, 2020, only.
2. Place the Southeast California College, Vocational Nursing Program on provisional approval for the two-year period beginning August 21, 2020; and issue a certificate accordingly.

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3. Place the program on the Board's August 2022 agenda for reconsideration of provisional approval.
 4. Comply with all program requirements.
- E. Request to Admit Students by Programs on Provisional Approval.

**I. Angeles Institute, Vocational Nursing Program
Dr. Fairchild, Nursing Education Consultant, recommendations:**

Please note: These are not NEC decisions, rather the recommendations presented at the Executive Officer Review, the Education and Practice Committee and/or the full Board for action.

1. Approve the Program's request to admit a full-time class of 30 students commencing October 19, 2020, graduating on August 20, 2021.
2. Place the Program on the May 2021 Board Meeting Agenda for reconsideration of provisional approval.
3. Comply with all program requirements.

**II. Curam College, Vocational Nursing Program
Ms. Gomez, Nursing Educational Consultant, recommendations:**

Please note: These are not NEC decisions, rather the recommendations presented at the Executive Officer Review, the Education and Practice Committee and/or the full Board for action.

1. Approve the program director's request to admit a class of 20 students on September 7, 2020 with an expected graduation date of July 9, 2021
2. Place the Program on the Board's November 2021 agenda for reconsideration of provisional approval.
3. Comply with all program requirements.

**III. Institute of Technology, Clovis, Vocational Nursing Program.
Dr. Fairchild, Nursing Education Consultant, recommendations:**

Please note: These are not NEC decisions, rather the recommendations presented at the Executive Officer Review, the Education and Practice Committee and/or the full Board for action.

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1. Extend the Program's provisional approval for a six-month period beginning August 21, 2020 and issue a certificate accordingly.
2. Place the Program on the Board's February 19, 2021 agenda for reconsideration of provisional approval.
3. Deny the Program's request to admit a full-time class of 30 students commencing on November 9, 2020, graduating on December 10, 2021 to replace the December 11, 2020, graduating class.
4. Recommend that the Executive Officer approve the class at the October 2020 Executive Officer review, pending the program director's submission of confirmation of clinical sites for the July 13, 2020 class and the proposed November 9, 2020 class.
5. Comply with all program requirements.

**IV. Institute of Technology, Modesto, Vocational Nursing Program.
Dr. Fairchild, Nursing Education Consultant, recommendations:**

Please note: These are not NEC decisions, rather the recommendations presented at the Executive Officer Review, the Education and Practice Committee and/or the full Board for action.

1. Deny the Program's request to admit a full-time class of 30 students commencing on November 9, 2020, graduating on December 10, 2021 to replace the December 11, 2020, graduating class.
2. Recommend that the Executive Officer approve the class at the October 2020 Executive Officer review, pending the program director's submission of confirmation of clinical sites for the July 13, 2020 class and the proposed November 9, 2020 class.
3. Place the Program on the Board's May 2022, agenda for reconsideration of provisional approval.
4. Comply with all program requirements listed below

**V. Premiere Career College, Vocational Nursing Program.
Dr. Fairchild, Nursing Education Consultant, recommendations:**

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1. Deny the Program's request to admit a full-time class of 30 students commencing on June 1, 2020, graduating on October 26, 2020, graduating on December 12, 2021, to replace the February 7, 2020, graduating class.
 2. Place the Program on the February 2022 Board agenda for reconsideration of provisional approval.
 3. Comply with all program requirements.
6. **Executive Officer's Report** – Ms. Yamaguchi.
- A. Fund Condition
 - B. COVID-19: BVNPT Status
 - C. Board Committees

LUNCH BREAK

7. **Licensing and Evaluations** – Report, Recommendations, and Possible Actions.
Vacant, Chairperson, Vacant, Board Member
- A. Licensing Division Report – Ms. Brown.
8. **Legislative and Regulations** – Report, Recommendations, and Possible Actions.
Mr. Dierking, Chairperson, Ms. Carpenter, Board Member.
- A. Committee Report – Mr. Dierking.
 - I. **[AB 2028 \(Aguiar-Curry\): State Agencies: Meetings](#)**
Committee Recommendation:
Update on Status
 - II. **Sunset Legislation Updates**
 - (a) [SB 1474](#): Board Sunset extension
 - (b) [AB 2854](#): Default Delegation
 - III. **Rulemaking Action: Fee Increase**
Committee Recommendation and Possible Action:
Move that the Board authorize staff to initiate the regulations process for the Applicant and Licensee Fee Increase.
 - IV. **Pass Rate Rulemaking for Title 16, Sections 2530 and 2585, amended I, I(1), and new I(2): Report, Committee Recommendation, and Possible Action:**
Move that the Board authorize staff to initiate the regulations process for the reduced Pass Rate Rulemaking language.
9. **Enforcement** – Report, Recommendations, and Possible Actions.

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Mr. Maxey Chairperson, Vacant, Board Member.

A. Enforcement Division Report – Ms. Wood.

10. **Board Calendar** – Ms. Yamaguchi.

11. 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)].*

12. Suggestions for Future Agenda Items.

13. Adjourn Meeting:

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