



BUSINESS, CONSUMER SERVICES, AND HOUSING AGENCY • GAVIN NEWSOM, GOVERNOR
Board of Vocational Nursing and Psychiatric Technicians
 2535 Capitol Oaks Drive Suite 205, Sacramento, CA 95833-2945
 www.bvnpt.ca.gov



DATE	November 8, 2021
TO	Board Members
FROM	LNEC
REVIEWED BY	Beth DeYoung, MPH, RN Lead Nursing Education Consultant (LNEC)
PREPARED BY	Sharlene dela Rosa MSN RN Nursing Education Consultant (NEC)
SUBJECT	Request to Admit Students
PROGRAM	University of Antelope Valley Vocational Nursing Program (Program) (Director: Ahila Muthaiya, Lancaster, Los Angeles County – Private)

Please note: The NECs make recommendations. The recommendations are forwarded to the Executive Officer Review, the Education and Practice Committee or the full Board for action.

PROGRAM REQUEST:

Admit a full-time class of 30 students to commence on December 6, 2021, with a graduation date of March 14, 2023.

BACKGROUND:

On September 15, 2021, the NEC received a request with supporting documentation from the program director for a request to admit students.

STAFF ANALYSIS:

The Program has demonstrated compliance with NCLEX-PN® pass rates for the past six quarters (April 2020 through September 2021). Currently, the program’s average annual pass rate is 62 percent, ten percentage points below the state average.

The NEC reviewed and analyzed the documents provided by the program director to verify adequate resources including clinical facilities and classrooms to accommodate the students learning needs and ability to meet the program’s approved objectives.

During an unannounced site visit from July 20, 2021 to July 21, 2021, ten violations were identified. Nine violations have been corrected, one violation (Violation #5) is still pending delivery of mannequins.

STAFF 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.

1. Approve the Program's request to admit a full-time class of 30 students to commence on December 6, 2021, with a graduation date of March 14, 2023.
2. Comply with all program requirements listed below.

PROGRAM REQUIREMENTS

1. Require the Program to correct Violation # 5 prior to December 9, 2021 (first day of skills laboratory training).
2. Require the program, to submit a comprehensive analysis report each year with a due date of May 1, 2022 and May 1, 2023. The report must include a comprehensive analysis of the program, timeline for implementation, and the effect of employed interventions. The following elements must be addressed in the analysis.
 - a. Terminal Objectives
 - b. Evaluation of Current Curriculum including:
 - 1- Instructional Plan
 - 2- Theory & Clinical Objectives for each Term
 - 3- Lesson Plans for each Term
 - c. Student Policies including:
 - 1- Admission Policy
 - 2- Screening and Selection Policy
 - 3- Attendance & Remediation Policy
 - 4- Evaluation of Student Achievement
 - 5- Credit Granting Policy
 - d. Evaluations of approved clinical facilities which determine adequacy in number and variety of patients to accommodate current and projected students.
 - e. Evaluations of Faculty
 - f. Methodologies for:
 - 1- Faculty Meetings
 - 2- Clinical Evaluations
 - g. Documentation of required clinical resources for all terms for all current cohorts.
3. Admit no additional classes without prior approval by the Board.

4. Require the Program, when requesting approval to admit students, to:
 - a. Submit all documentation in final form, using the forms provided by the NEC, no later than by the fifteenth day of the second month preceding the month of the Board meeting.
 - b. Provide documentation that adequate resources, i.e. faculty and facilities, are available to support each admitted class of students.
 - c. Ensure that the program maintains an average annual pass rate that is compliant with Section 2530(l) of the California Code of Regulations.
5. Continue to provide no less than one instructor for every ten students in clinical experiences. Regulation 2534(d) states, "For supervision of clinical experience, there shall be a maximum of 15 students for each instructor." Recommendation of one instructor for every ten students in clinical experiences will enable more focused instruction and enhanced learning to closely monitor and evaluate the clinical performance of students.
6. Notify the NEC in the event a current class is displaced from clinical sites.
7. Continue the program's requirement to comply with all approval standards in Article 4 of the Vocational Nursing Practice Act, commencing at the California Business and Professionals Code, Section 2880, and Article 5 of the California Code of Regulations, Title 16, Section 2526.
8. Continue the program's requirement to demonstrate incremental progress in NCLEX-PN® examination pass rates and other violations. If the program fails to satisfactorily demonstrate incremental progress, the full Board may revoke the program's approval.

RELEVANT PROGRAM ELEMENTS

Enrollment

Section 2530(k) of the California Code of Regulations states:

"(k) The program shall have prior Board approval to increase the number of students per class and/or increase the frequency of admission of classes. Criteria to evaluate a school's request to increase the number of students per class and/or increase the frequency of class admissions include but are not limited to: (1) Sufficient program resources as specified in Section 2530(a). (2) Adequacy of clinical experience as specified in Section 2534. (3) Licensure examination pass rates as specified in Section 2530(l)".

The program is approved to offer a 57-week full-time class and a 68-week part-time class. Board approval is required prior to the admission of each class.

The following table represents current and projected student enrollment based on current and proposed class starts and completion dates. The table indicates a maximum enrollment of 70 students for the period December 2020 through December 2021.

Enrollment Data Table

Class Start Dates	Class Completion Dates	Number of Students Admitted	Number of Students Current	Number of Graduated	Total Enrolled
12/7/2020 FT #33 (*3/18/2022)		23	10		10
3/22/2021 PT #7 (*8/29/2022)		28	13		10 + 13 = 23
6/28/2021 FT #34 (*9/23/2022)		29	17		23 + 17 = 40
12/6/2021 FT #35 (*3/14/2023)		30			40 + 30 = 70

*Indicates projected graduation date

Licensing Examination Statistics

Section 2530(l) of the California Code of Regulations states:

“The program shall maintain a yearly average minimum pass rate on the licensure examination that does not fall below 10 percentage points of the state average pass rate for first time candidates of approved vocational nursing schools for the same period.”

The following statistics, furnished by Pearson Vue and published by the National Council of State Boards of Nursing as “Jurisdictional Summary of All First-Time Candidates Educated in Member Board Jurisdiction,” for the October 2019 through September 2021, specify the pass percentage rate for graduates of the Program on the National Council Licensure Examination for Practical/Vocational Nurses (NCLEX-PN®) and the variance from the state average annual pass rates.

NCLEX-PN® Licensure Examination Data

Quarter	Quarterly Statistics				Annual Statistics*		
	# Candidates	# Passed	% Passed	State Quarterly Pass Rate	Program Average Annual Pass Rate	State Average Annual Pass Rate CCR §2530(I)	Variance from State Average Annual Pass Rate
Oct - Dec 2019	5	3	60%	79%	50%	79%	-29
Jan - Mar 2020	14	11	79%	78%	64%	79%	-15
Apr - Jun 2020	20	18	90%	81%	80%	79%	+1
Jul - Sept 2020	18	14	78%	75%	81%	78%	+3
Oct - Dec 2020	4	4	100%	75%	84%	77%	+7
Jan - Mar 2021	2	1	50%	73%	84%	76%	+8
Apr - Jun 2021	4	1	25%	72%	71%	74%	-3
Jul – Sept 2021	3	2	67%	75%	62%	72%	-10

*The Annual Pass Rate changes every quarter. It is calculated by dividing the number of candidates who passed during the current and previous three quarters by the number of candidates who tested during the same period. If no data is available for the relevant period, the statistic is carried over from the last quarter for which data is available.

Based on the most current data available (July 2021 to September 2021), the program’s average annual pass rate is 62 percent. The California average annual pass rate for graduates from approved vocational nursing programs who took the NCLEX-PN® for the first time during the same period is 72 percent. The average annual pass rate for the Program is ten percentage points below the state average annual pass rate.

Faculty and Facilities

Section 2534(d) of the California Code of Regulations states:

“For supervision of clinical experience, there shall be a maximum of 15 students for each instructor.”

The current number of Board-approved faculty totals 20, including the director, assistant director, and four teacher assistants. The director has 100 percent administrative duties. Of the total faculty, 14 are designated to teach clinical.

At the August 16, 2019 Board meeting, the Board required the program to provide one instructor for every ten students in clinical experiences. Fewer students for each clinical instructor enable more focused instruction and enhanced learning and allow the instructor to closely monitor and evaluate the clinical performance of students.

Based upon a maximum proposed enrollment of 70 students, seven instructors are required for clinical supervision. The utilization of faculty at clinical facilities is such that clinical instruction is covered adequately.

Section 2534(b) of the California Code of Regulations states:

“Schools shall have clinical facilities adequate as to number, type, and variety of patients treated, to provide clinical experience for all students in the areas specified by Section 2533. There must be available for student assignment, an adequate daily census of patients to afford a variety of clinical experiences consistent with competency-based objectives and theory being taught.”

Submitted documentation indicates the program has sufficient clinical facilities to afford the number, type and variety of patients that will provide clinical experience consistent with Board-approved competency-based objectives and theory being taught for current and proposed student enrollment.

ATTACHMENTS:

Attachment A: Program History

Attachment A, Agenda Item 6.D.IV

UNIVERSITY OF ANTELOPE VALLEY VOCATIONAL NURSING PROGRAM

Program History

- On September 10, 2004, the Board approved the Antelope Valley Medical College's request to begin a full-time class of 15 students starting on October 18, 2004, in Lancaster, California with a projected graduation date of October 29, 2005.

The Board also approved the program's curriculum for 1530 hours, including 576 theory and 954 clinical hours.

- On September 16, 2005, the Board approved initial full accreditation for the Antelope Valley Medical College Vocational Nursing Program for the period September 16, 2005, through September 15, 2009, and issued a certificate accordingly. The Board approved the program's request to admit 30 students on November 30, 2005, to replace students graduating October 29, 2005: thereby increasing the enrollment from 15 to 30 students per class.

The Board approved ongoing admissions to replace graduating classes, only, for the Antelope Valley Medical College Vocational Nursing Program with the following stipulations:

- a. No additional classes are added to the program's current pattern of admissions without prior Board approval. The program's current pattern of admissions includes one class admission of 30 students within a calendar year.
- b. The director documents that adequate resources, i.e. faculty and facilities, are available to support each admitted class of students.

- On February 3, 2006, the Board Approved Antelope Valley Medical College Vocational Nursing Program's request to admit 30 students into a second full-time class starting April 18, 2006, and completing on June 22, 2007, thereby increasing frequency of admissions.

- On August 9, 2006, the Board Approved Antelope Valley Medical College Vocational Nursing Program's request to admit 30 students into a third full-time class starting November 27, 2006, and completing on January 25, 2008, thereby increasing frequency of admissions.

- On December 8, 2008, the Board approved the Antelope Valley Medical College Vocational Nursing Program's request to increase the frequency of admissions, adding a part-time class of 30 students on December 18, 2008, with an anticipated graduation date of May 16, 2010.

The Board Approved Antelope Valley Medical College Vocational Nursing Program's request for ongoing admissions to replace graduating classes, only, with the following stipulations:

1. No additional classes are added to the program's current pattern of admissions without prior approval. The program's current pattern of admissions includes admission of three full-time classes of 30 students per year, and one part-time class of 30 students every 16 months.
 2. The director documents that adequate resources, i.e. faculty and facilities, are available to support each admitted class of students.
- Effective July 20, 2009, Antelope Valley Medical College changed its name to University of Antelope Valley.
 - On August 18, 2009, the Executive Officer approved continued full accreditation for the Antelope Valley Medical College Vocational Nursing Program for the period September 16, 2009 through September 15, 2013, and the Board issued a certificate accordingly.
 - On September 19, 2013, the Executive Officer approved continued full accreditation for the University of Antelope Valley Vocational Nursing Program for the period September 16, 2013 through September 15, 2017 and issue a certificate accordingly.
 - On May 14, 2014, a new program director was approved.
 - On May 6, 2016, a new program director was approved.
 - On February 6, 2018, the Executive Officer approved Continue full approval of the University of Antelope Valley Vocational Nursing Program for the period September 16, 2017 through September 15, 2021 and issue a certificate accordingly.
 - Rescind approval of University of Antelope Valley Vocational Nursing Program's ongoing admission of 30 students three (3) times per year to its 52-week full-time program, and 30 students every 16 months to its 16-month part-time program, only, effective immediately.
 - Require the program to admit no additional classes without prior approval by the Board.
 - Require the program to provide documentation of current (NCLEX-PN®) improvement actions plan and documentation of the action plan elements which have been carried out by February 28, 2018.
 - Require the program, when requesting approval to admit students, to:

- a. Submit all documentation in final form, using the forms provided by the Board, no later than two (2) months prior to the requested start date for the class.
 - b. Provide documentation that adequate resources, i.e. faculty and facilities, are available to support each admitted class of students.
- On July 31, 2018, the Executive Officer approved the request to admit one full-time class of 30 students on August 6, 2018, and graduating November 1, 2019, to replace the full-time class which graduated on April 13, 2018.
 - Continue to require the program to admit no additional classes without prior approval by the Board.
 - Continue to require the program, when requesting approval to admit students, to:
 - Submit all documentation in final form, using the forms provided by the Board, no later than two months prior to the requested start date for the class.
 - Provide documentation that adequate resources, i.e. faculty and facilities, are available to support each admitted class of students.
 - Continue to require the program to comply with all statutes in Article 4 of the Vocational Nursing Practice Act, commencing at Business and Professions Code Section 2880, and regulations in Article 5 of the Board's Regulations, commencing at California Code of Regulations, Title 16, Section 2526.
 - On December 18, 2018, the Executive Officer approved the University of Antelope Valley Vocational Nursing Program's request to admit one full-time class of 30 students on December 20, 2018, and graduating May 1, 2020, to replace the full-time class which graduated on August 1, 2018.
 - Continue to require the program to admit no additional classes without prior approval by the Board.
 - Continue to require the program, when requesting approval to admit students, to:
 - Submit all documentation in final form, using the forms provided by the Board, no later than two months prior to the requested start date for the class.
 - Provide documentation that adequate resources, i.e. faculty and facilities, are available to support each admitted class of students.
 - Ensure that the program maintains an average annual pass rate that is compliant with Section 2530(l) of the California Code of Regulations.

- Continue to require the program to comply with all approval standards in Article 4 of the Vocational Nursing Practice Act, commencing at Business and Professions Code Section 2880, and Article 5 of the California Code of Regulations, Title 16.
- On March 5, 2019, the Executive Officer approved the University of Antelope Valley Vocational Nursing Program's request to admit one full-time class of 30 students on March 25, 2019, and graduating June 26, 2020, to replace the full-time class which graduated on March 8, 2019.
- Continue to require the program to admit no additional classes without prior approval by the Board.
- Require the program to submit a report to the Board no later than March 31, 2019. The report must include any specific actions already taken to improve program pass rates for part time classes, specific actions going to be taken to improve program pass rates, timeline for implementation, and the effect of employed interventions.
- Continue to require the program, when requesting approval to admit students, to:
 - Submit all documentation in final form, using the forms provided by the Board, no later than two months prior to the requested start date for the class.
 - Provide documentation that adequate resources, i.e. faculty and facilities, are available to support each admitted class of students.
 - Ensure that the program maintains an average annual pass rate that is compliant with Section 2530(l) of the California Code of Regulations.
- Continue to require the program to comply with all approval standards in Article 4 of the Vocational Nursing Practice Act, commencing at Business and Professions Code Section 2880, and Article 5 of the California Code of Regulations, Title 16.

On August 16, 2019, the BVNPT approved the following:

1. Place the University of Antelope Valley Vocational Nursing Program on provisional approval for the two-year period beginning August 16, 2019; and issue a certificate accordingly.
2. Issue a notice of change in Approval Status to the program identifying specific areas of non-compliance and requirements for correction as referenced in Section 2526.1 and Section 2530(l) of the California Code of Regulations.
3. Require the program to correct existing violations identified during the onsite inspection and submit documentation of corrections of all violations no later than July 15, 2019.

4. Require the program to admit no additional classes without prior approval by the Board.
5. Require the program to submit a report to the Board in six months, no later than February 16, 2020, and eighteen months, no later than February 16, 2021. The report must include a comprehensive analysis of the program, timeline for implementation, and the effect of employed interventions. The following elements must be addressed in the analysis.
 - e. Terminal Objectives
 - f. Evaluation of Current Curriculum
Please submit:
 - 4- Instructional Plan
 - 5- Theory Objectives for each Term
 - 6- Clinical Objectives for each Term
 - 7- Lesson Plans for each Term
 - g. Student Policies to include:
 - 6- Admission Policy
 - 7- Screening and Selection Policy
 - 8- Attendance Policy
 - 9- Remediation Policy
 - 10-Evaluation of Student Achievement
 - 11-Credit Granting Policy
 - h. Evaluations of Approved Clinical Facilities which determine adequacy in number and variety to accommodate current and projected students.
 - e. Evaluations of Theory and Clinical Faculty
 - f. Methodologies for:
 - 1- Faculty Meetings
 - 2- Clinical Evaluations
 - g. Evaluations of interventions implemented to increase the programs annual average pass rates.
6. Require the program to provide no less than one instructor for every ten students in clinical experiences.
7. Require the program to comply with all approval standards in Article 4 of the Vocational Nursing Practice Act, commencing at Business and Professionals Code, section 2880, and Article 5 of the Board's Regulations, commencing at California Code of Regulations, Title 16, section 2526.
8. Require the program to demonstrate incremental progress in correcting the violations. If the program fails to satisfactorily demonstrate incremental progress, the full Board may revoke the program's approval.
9. Place the program on the Board's August 2021 agenda for reconsideration of provisional approval.

On November 8, 2020, the BVNPT approved the following:

- Approve University of Antelope Valley Vocational Nursing Program to begin a full-time day class of 30 students to commence on December 7, 2020 with an expected graduation date of March 18, 2022.
- Comply with all program requirements listed below.

PROGRAM REQUIREMENTS

- Continue to require the program to submit a report to the Board in six months, no later than February 16, 2021. The report must include a comprehensive analysis of the program, timeline for implementation, and the effect of employed interventions. The following elements must be addressed in the analysis.
 - Terminal Objectives
 - Evaluation of Current Curriculum
Please submit:
 - Instructional Plan
 - Theory Objectives for each Term
 - Clinical Objectives for each Term
 - Lesson Plans for each Term
 - Student Policies to include:
 - Admission Policy
 - Screening and Selection Policy
 - Attendance Policy
 - Remediation Policy
 - Evaluation of Student Achievement
 - Credit Granting Policy
 - Evaluations of Approved Clinical Facilities which determine adequacy in number and variety to accommodate current and projected students.
 - Evaluations of Theory and Clinical Faculty
 - Methodologies for:
 - Faculty Meetings
 - Clinical Evaluations
 - Evaluations of interventions implemented to increase the programs annual average pass rates.
- Admit no additional classes without prior approval by the Board.
- Continue to provide no less than one instructor for every ten students in clinical experiences. Regulation 2534(d) states, "For supervision of clinical experience, there shall be a maximum of 15 students for each instructor."
- Notify the NEC in the event a current class is displaced from clinical sites.

- Continue the program's requirement to comply with all approval standards in Article 4 of the Vocational Nursing Practice Act, commencing at Business and Professions Code, section 2880, and Article 5 of the Board's Regulations, commencing at California Code of Regulations, Title 16, section 2526.
- Continue the program's requirement to demonstrate incremental progress in correcting the violations. If the program fails to satisfactorily demonstrate incremental progress, the full Board may revoke the program's approval.

On February 9, 2021, the Board approved the following:

1. Approve University of Antelope Valley Vocational Nursing Program to begin a part-time evening/weekend class of 30 students to commence on March 22, 2021 with an expected graduation date of August 29, 2022.
2. Comply with all program requirements listed below.

PROGRAM REQUIREMENTS

1. Continue to require the program to submit a report to the BVNPT in six months, no later than February 16, 2021. The report must include a comprehensive analysis of the program, timeline for implementation, and the effect of employed interventions. The following elements must be addressed in the analysis.
 - i. Terminal Objectives
 - j. Evaluation of Current Curriculum
Please submit:
 - 8- Instructional Plan
 - 9- Theory Objectives for each Term
 - 10-Clinical Objectives for each Term
 - 11-Lesson Plans for each Term
 - k. Student Policies to include:
 - 12-Admission Policy
 - 13-Screening and Selection Policy
 - 14-Attendance Policy
 - 15-Remediation Policy
 - 16-Evaluation of Student Achievement
 - 17-Credit Granting Policy
 - l. Evaluations of Approved Clinical Facilities which determine adequacy in number and variety to accommodate current and projected students.
 - e. Evaluations of Theory and Clinical Faculty
 - f. Methodologies for:
 - 1- Faculty Meetings
 - 2- Clinical Evaluations
 - g. Evaluations of interventions implemented to increase the programs annual average pass rates.
2. Approval by the full Board is required prior to the admission of additional students.

3. Continue to provide no less than one instructor for every ten students in clinical experiences. Regulation 2534(d) states, "For supervision of clinical experience, there shall be a maximum of 15 students for each instructor."
4. Notify the NEC in the event a current class is displaced from clinical sites.
5. Continue to require the program, when requesting approval to admit students, to:
 - c. Submit all documentation in final form, using the forms provided by the BVNPT, no later than two months prior to the requested start date for the class.
 - d. Provide documentation that adequate resources, i.e. faculty and facilities, are available to support each admitted class of students.
 - e. Ensure that the program maintains an average annual pass rate that is compliant with Section 2530(l) of the California Code of Regulations.
6. Continue the program's requirement to comply with all approval standards in Article 4 of the Vocational Nursing Practice Act, commencing at Business and Professionals Code, section 2880, and Article 5 of the Board's Regulations, commencing at California Code of Regulations, Title 16, section 2526.
7. Continue the program's requirement to demonstrate incremental progress in correcting the violations. If the program fails to satisfactorily demonstrate incremental progress, the full Board may revoke the program's approval.

• **On August 10, 2021, the Board made the following decision:**

1. Deny the Program's request for reconsideration of provisional approval.
2. Extend the Program's provisional approval for a period of two years beginning August 16, 2021 and issue a certificate accordingly.
3. Comply with all program requirements listed below.

PROGRAM REQUIREMENTS

1. Notify the NEC in the event a current class is displaced from clinical sites.
2. Notify the NEC when a course is 50 percent complete, and submit an update related to clinical sites.
3. Continue to provide no less than one instructor for every ten students in clinical experiences. Regulation 2534(d) states, "For supervision of clinical experience, there shall be a maximum of 15 students for each instructor." Recommendation of one instructor for every ten students in clinical experiences will enable more focused

instruction and enhanced learning to closely monitor and evaluate the clinical performance of students.

4. Obtain Board approval prior to the admission of each class.
5. When requesting approval to admit students, to:
 - a. Submit all documentation in final form, using the forms provided by the NEC, no later than by the fifteenth day of the second month preceding the month of the Board meeting.
 - b. Provide documentation that adequate resources, i.e. faculty and facilities, are available to support each admitted class of students.
 - c. Maintain an average annual pass rate that is compliant with Section 2530(I) of the California Code of Regulations.
6. Continue to require the program to comply with all approval standards in Article 4 of the Vocational Nursing Practice Act, commencing at the California Business and Professionals Code, Section 2880, and Article 5 of the California Code of Regulations, Title 16, Section 2526.
7. Continue to monitor the program's effectiveness by tracking class admissions, the effectiveness of employed interventions and the program's licensure examination pass rates each quarter.
8. Require the Program to correct violations and demonstrate incremental progress in the NCLEX-PN® examination pass rates. If the program fails to satisfactorily demonstrate incremental progress, the full Board may revoke the program's approval.