



BUSINESS, CONSUMER SERVICES, AND HOUSING AGENCY • GAVIN NEWSOM, GOVERNOR
Board of Vocational Nursing and Psychiatric Technicians
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**State of California Department of Consumer Affairs
 Board of Vocational Nursing and Psychiatric Technicians
 Legislative and Regulations Committee Meeting Report**

DATE: Thursday, November 18, 2021

TIME: 2:00 P.M. – 2:35 P.M.

LOCATION: Board of Vocational Nursing and Psychiatric Technicians
 2535 Capitol Oaks Drive, Suite 205 Sacramento, CA
 (Via WebEx)

COMMITTEE MEMBERS PRESENT: Mr. Dierking, Chairperson
 Ms. Carpenter, Board Member

COMMITTEE MEMBERS ABSENT: None

BOARD STAFF PRESENT: Ms. Yamaguchi, Executive Officer
 Ms. Lyman, Assistant Executive Officer
 Ms. Wood, Enforcement Chief
 Ms. Archibald, Personnel Specialist
 Ms. Pires, Legislative and Regulations Specialist
 Ms. Candace Raney, Licensing and Administration Division
 Division Chief

DCA STAFF PRESENT: Mr. Swenson, Attorney III, Board General Counsel

DCA STAFF ABSENT: Board Regulations Counsel

Agenda Item 1: Call to Order and Roll Call

Committee Action:

Mr. Dierking called the meeting to order at 2:00 p.m. on Thursday, November 18, 2021. Ms. Yamaguchi introduced Ms. Candace Raney to Mr. Dierking and Ms. Carpenter, and explained that Ms. Raney is the Licensing and Administration Division Chief and will take an increasingly active role in the Board's legislation and rulemaking work. Mr. Dierking remarked that Ms. Raney is a great asset to the Board and congratulated her on her new role.

Agenda Item 2: Legislative Update - Discussion

- a) [AB 1536](#): (Committee on Business and Professions) Board of Vocational Nursing and Psychiatric Technicians of the State of California.

Ms. Yamaguchi updated the Committee regarding the chaptering of Assembly Bill 1536 (Approved by Governor October 07, 2021. Filed with Secretary of State October 07, 2021). She updated the committee regarding the implementation of the fee provisions of the bill in BreEZe, and of the revision of the Education Division's processes and procedures.

Ms. Yamaguchi stated that the Board has regained its authority to appoint the Executive Officer.

Mr. Dierking inquired if there are any special challenges anticipated with the new fee implementation either with IT or in BreEZe.

Ms. Yamaguchi remarked that staff has been working with the IT system and the Cashiering Unit regarding the collection of fees.

Ms. Carpenter remarked that it is satisfying to see the new program fees finally coming to fruition.

Ms. Yamaguchi responded that further work with stakeholders and the Legislature is needed to ensure a stable revenue stream for the Board.

b) [AB 1273](#) (Rodriguez) Interagency Advisory Committee on Apprenticeship: the Director of Consumer Affairs and the State Public Health Officer: earn and learn training.

Ms. Yamaguchi updated the Committee regarding the chaptering of Assembly Bill 1273 (Approved by Governor October 04, 2021. Filed with Secretary of State October 04, 2021).

Mr. Dierking remarked that the Board is a strong supporter of apprenticeship programs.

c) [AB 361](#) (Rivas) Open Meetings: Teleconferences (Counsel Swenson)

Mr. Swenson explained that this bill extends the waiver from the Governor's Executive Order N-29-20 which suspended certain requirements relating to the Bagley-Keene Open Meeting Act compliance and extends that period through legislation. He added that there is a fair amount of interest in coming up with a more permanent solution to implement some of the changes. He concluded that more permanent changes could be made in terms of meeting location and teleconference.

Agenda Item 3: 2021 Rulemaking Update

a) [AB 2138](#) (Chiu, Low, Chapter 995, Statutes of 2018) Substantial Relationship and Rehabilitation Criteria for Psychiatric Technicians (PT).

Ms. Pires reported that the changes to California Code Regulations (CCR) sections 2578 and 2579 to comply with the provisions of AB 2138 were approved by the Office of Administrative Law on 09-24-2021.

b) [AB 2138](#) (Chiu, Low, Chapter 995, Statutes of 2018) Substantial Relationship and Rehabilitation Criteria for Vocational Nurses (VN).

Ms. Pires reported that changes to CCR sections 2521 and 2522 were filed with the Office of Administrative Law on 10-18-2021 and are currently under review.

c) Rulemaking Calendar for 2022

Committee Action: Motion to accept the 2022 Rulemaking Calendar and recommend its approval to the full Board (Carpenter). Motion passed.

Agenda Item 4: Suggestion for Future Agenda Items

Ms. Yamaguchi stated that legislative tracking will be on the next Legislative and Regulations Committee meeting agenda. There were no suggestions for Future Agenda Items.

Agenda Item 5: Schedule next Legislative and Regulations Committee Meeting

Committee Action: Administrative.

The Committee deferred to staff for the scheduling of the next Legislative and Regulations Committee Meeting.

Agenda Item 6: Adjournment

Committee Action: Administrative.

The meeting adjourned at 2:35 p.m.