

Agenda Item #9.C.



STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

BOARD OF VOCATIONAL NURSING & PSYCHIATRIC TECHNICIANS

2535 Capitol Oaks Drive, Suite 205, Sacramento, CA 95833-2945

Phone (916) 263-7800 Fax (916) 263-7859 Web: www.bvnpt.ca.gov



DATE: September 3, 2009

TO: Board Members

FROM: Ann Shuman, MS, RN
Supervising Nursing Education Consultant

SUBJECT: ATC College, Oakland, Vocational Nursing Program – Reconsideration of Revocation of Provisional Accreditation and Removal from List of Accredited Vocational Nursing Programs (Director: Sylvia Daniels, Oakland, Alameda County, Private)

The director of the former ATC College, Oakland, Vocational Nursing Program requested reconsideration of the Board's May 22, 2009 action with regard to its accreditation (see Attachment A and staff response, Attachment B). The Board's action was to revoke its accreditation and remove it from the Board's List of Accredited Schools. (Board staff's May 12, 2009 report to the Board is attached as Attachment C.) The rationale for the Board's May 22, 2009 action was that the program failed to comply with California Business and Professions Code, Division 2, Chapter 6.5, Article 4 and California Code of Regulations, Division 25, Chapter 1, Article 5. That non-compliance had continued in excess of two (2) years. Once placed on notice, the program repeatedly failed to adequately correct the violations. Most notably, the program failed to submit sufficient information to substantiate that it had sufficient resources to achieve the program's objectives for the enrolled students. The program had two (2) classes of students enrolled. The part-time evening class of 24 students began January 15, 2008, and was scheduled to complete the program on May 15, 2009. The full-time day class of 27 students began April 22, 2009, and was scheduled to complete program requirements on April 24, 2009. Based on information submitted May 6, 2009, the director indicated a revised completion date of August 7, 2009; however, the program did not provide complete theory and clinical instruction to its students.

Events Subsequent to the May 22, 2009 Board Action

- On June 6, 2009, the Board received an electronic mail request from Sylvia Daniels, director of the former ATC College Vocational Nursing Program to review the ATC curriculum.
- On June 11, 2009, staff conducted an informational meeting at the Board's Sacramento office for students from ATC to advise them of the Board's May 22, 2009 decision to revoke the program's provisional accreditation and explain options that are available to them.

- Also on June 11, 2009, Ms. Daniels sent a second electronic mail request to review the curriculum and address other violations she deemed to be inaccurately represented in the May 2009 report (see Attachment A).
- On June 12, 2009, the Board sent an electronic mail response to Ms. Daniels advising that her request for reconsideration would be placed on the September 2009 Board meeting agenda, Additionally, the Board requested that 12 copies of documentation supporting her request be submitted to the Board 30 days prior to the meeting (see Attachment B). This correspondence indicated that September 11, 2009 was the scheduled meeting date. The date was subsequently changed to September 17, 2009. This date change was included in the cover letter that accompanied the curriculum package (see Attachment D).
- On July 25, 2009, the Board sent by certified mail the ATC curriculum to Ms. Daniels as requested.
- As of the date of this report, the Board has received no materials from Ms. Daniels.

Recommendation:

The Board uphold its May 22, 2009 actions to revoke the program's provisional accreditation, effective May 22, 2009, and remove the program from the List of Accredited Vocational Nursing Schools.

Rationale: The Board received no additional information from Ms. Daniels.

Attachment A – June 6 and 11, 2009 email from Ms. Daniels

Attachment B – June 12, 2009 Board correspondence confirming reconsideration

Attachment C – May 22, 2009 Board Report

Attachment D – July 23, 2009 Board cover letter for curriculum copy, with new Board Meeting date.