

Agenda Item #5.D.VI.



BUSINESS, CONSUMER SERVICES, AND HOUSING AGENCY • GAVIN NEWSOM, GOVERNOR
Board of Vocational Nursing and Psychiatric Technicians
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DATE	November 8, 2020
TO	<input checked="" type="checkbox"/> Board Members <input type="checkbox"/> Education and Practice Committee <input type="checkbox"/> Executive Officer Review
FROM	<input type="checkbox"/> Education and Practice Committee <input type="checkbox"/> Executive Officer <input checked="" type="checkbox"/> LNEC
REVIEWED BY	Beth DeYoung, MPH, RN Lead Nursing Education Consultant (LNEC)
PREPARED BY	Faye Silverman, MSN/Ed., RN, WOCN, PHN Nursing Education Consultant (NEC)
SUBJECT	Request to Admit Students
PROGRAM	University of Antelope Valley Vocational Nursing Program (formerly Antelope Valley Medical College) (Program) (Director: Elvie Ancheta, Lancaster, Los Angeles County – Private)

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

PROGRAM REQUEST:

Admit a full-time day class of 30 students to commence on December 7, 2020 with an expected graduation date of March 18, 2022. This school currently does not have any students.

BACKGROUND:

This program was initially placed on provisional approval for a two-year period beginning August 16, 2019, due to noncompliance with regulatory requirements, specifically NCLEX-PN® pass rates significantly below the state average pass rate for first time candidates.

At the May 2020 Board meeting, the Board adopted the following recommendations:

Deny the University of Antelope Valley Vocational Nursing Program's request to admit one full-time class of 30 students on July 6, 2020.

Deny the University of Antelope Valley Vocational Nursing Program's request to admit one full-time class of 30 students on November 16, 2020.

Program to appear at the August 2020 Board meeting to determine the following: Revoke approval of University of Antelope Valley Vocational Nursing Program effective immediately. The program did not appear at the August Board meeting since the program did not want to start a cohort until they could secure clinical sites due to COVID-19.

STAFF ANALYSIS:

Analysis of submitted program documents, materials, and information confirms that the program resources are adequate for the enrolled and projected student population.

Due to the COVID-19 pandemic, some of the program's approved clinical facilities have ceased accepting students. The program will be utilizing online theory. The program is utilizing both virtual simulation and live clinical rotations to meet the clinical objectives of the program. The program has submitted a plan to have all current and proposed classes complete no less than 50 percent of the clinical hours per term at a BVNPT approved clinical site.

The program's current annual NCLEX-PN® pass rate is 81 percent. The annual state average is 78 percent. The average annual pass rate for the Program is three percentage points above the state average annual pass rate.

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 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.
2. Comply with all program requirements listed below.

PROGRAM REQUIREMENTS

1. 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.
 - a. Terminal Objectives
 - b. Evaluation of Current Curriculum
Please submit:
 - 1- Instructional Plan
 - 2- Theory Objectives for each Term

- 3- Clinical Objectives for each Term
 - 4- Lesson Plans for each Term
 - c. Student Policies to include:
 - 1- Admission Policy
 - 2- Screening and Selection Policy
 - 3- Attendance Policy
 - 4- Remediation Policy
 - 5- Evaluation of Student Achievement
 - 6- Credit Granting Policy
 - d. 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. Admit no additional classes without prior approval by the Board.
 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 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.
 6. 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.

RELEVANT PROGRAM ELEMENTS

Enrollment

Section 2530(k) of the Vocational Nursing Rules and 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 Board approved to offer a 52-week full-time class. Board approval is required prior to the admission of each class. The following table represents current and proposed student enrollment based on class starts and completion dates. The table indicates a maximum enrollment of 30 students for the period December 2020 through March 2022.

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 Day # 33) (*3/18/2022)		30	30		30

*Indicates projected graduation date

Licensing Examination Statistics

California Code of Regulations Section 2530(l) 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 period October 2018 through September 2020, 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

Quarterly Statistics					Annual Statistics*		
Quarter	# Candidates	# Passed	% Passed	State Quarterly Pass Rate	Program Average Annual Pass Rate	State Average Annual Pass Rate	Variance from the State Average Annual Pass Rate
Oct – Dec 2018	22	16	68%	79%	66%	79%	-13
Jan – Mar 2019	6	2	33%	80%	63%	81%	-18
Apr - Jun 2019	12	6	50%	83%	59%	81%	-22
Jul - Sep 2019	5	3	60%	79%	58%	79%	-21
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 - Sep 2020	18	14	78%	75%	81%	78%	+3

*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. 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 – September 2020), the program’s average annual pass rate is 81 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 78 percent. The average annual pass rate for the Program is three percentage points above the state average annual pass rate.

Faculty and Facilities

Section 2534(d) of the Vocational Nursing Rules and 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 21, including the director, one assistant director, and four teacher assistants. The director has 100% administrative duties. One instructor teaches theory only. Of the total faculty, 14 are designated to teach clinical.

At the August 16, 2019 Board meeting, the program was required to provide no less than one instructor for every ten students in clinical experiences.

Based upon a maximum proposed enrollment of 30 students, 3 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 Vocational Nursing Rules and 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.”

Due to the COVID-19 pandemic, some of the program’s approved clinical facilities have ceased accepting students. The program is currently utilizing online theory. The program is utilizing live skills lab, and both virtual simulation and live clinical rotations to meet the clinical objectives of the program. The program has submitted a plan to have all current and proposed classes to have no less than 50 percent clinical hours per term at a BVNPT approved clinical site.

ATTACHMENTS:

Attachment A: History of Prior Board Actions

Attachment A, Agenda Item 5.D.VI

UNIVERSITY OF ANTELOPE VALLEY VOCATIONAL NURSING PROGRAM

History of Prior Board Actions

- 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 Vocational Nursing Rules and 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 Vocational Nursing Rules and 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:
 - 5- Instructional Plan
 - 6- Theory Objectives for each Term
 - 7- Clinical Objectives for each Term
 - 8- Lesson Plans for each Term
 - g. Student Policies to include:
 - 7- Admission Policy
 - 8- Screening and Selection Policy
 - 9- Attendance Policy
 - 10-Remediation Policy
 - 11-Evaluation of Student Achievement
 - 12-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.