



INTERVENTION/DISCIPLINE COMMITTEE MINUTES

DATE: October 6, 2016

SITE: DoubleTree by Hilton
2233 Ventura Street
Fresno, CA 93721
(559) 268-1000

MEMBERS PRESENT: Michael Jackson, MSN, RN – Acting Chair
Pilar De La Cruz-Reyes, MSN, RN
Elizabeth Woods, MSN, FNP, RN

MEMBERS NOT PRESENT: Cynthia Klein, RN, Chair
Imelda Ceja-Butkiewicz
Raymond Mallel

STAFF PRESENT: Stacie Berumen, Assistant Executive Officer
Beth Scott, Deputy Chief, Discipline, Probation & Diversion
Shannon Silberling, Deputy Chief, Complaints and Investigations
Don Walker, Intervention Program Manager

The Acting Chair called the meeting to order at approximately 11:52 a.m.

9.0 REVIEW AND APPROVE MINUTES:

Approve/Not Approve: Minutes of August 11, 2016

Motion: Minutes deferred to January 2017 committee meeting

9.1 Complaint Intake and Investigations Update

COMPLAINT INTAKE:

As of 9/30/16:

Office Technicians (OT's)

- 1 OT Vacancy
 - We have scheduled interviews on 9/6/16 and hope to have someone hired and in place by end of September
- 1 OT out on leave until April 2017.
 - We are currently trying to fill with a Limited Term (LT) position

Staff Service Analysts (SSA)

- We are currently fully staffed

Associate Governmental Program Analyst (AGPA)

- 1 AGPA out on leave – returning October 10, 2016

Program

As of September 30, 2016:

- BRN has received 2,192 complaints for the current fiscal year.
- There are 1,148 pending complaints

Effective July 1, 2016, all California licensed furnishing/prescribing practitioners were required to be registered in CURES 2.0. We are currently working on processes to ensure compliance with this requirement.

All furnishing RN's can find information and helpful links, regarding CURES 2.0, on the Board's website at www.rn.ca.gov under "What's New."

We continue to work with the State Auditor's Office to provide reports and information, as requested.

Under the complaint intake unit is our expert witness analyst desk. We currently have 195 active experts across California. We continue to recruit RN's for expert witness for all areas of expertise but are currently in high demand for RN's with a background in;

- Laser/Botox
- Anesthetist
- Midwives
- Nurse Practitioner's

Anyone interested should fill out an application on our website, www.rn.ca.gov/pdfs/enforcement/expwit.pdf.

INVESTIGATIONS:

Staff

We are fully staffed in both Northern and Southern California, as well as all support staff.

Program

The Division of Investigation (DOI) has currently updated the Department's Consumer Protection Enforcement Initiative (CPEI) case acceptance guidelines, as of August 25, 2016.

As of September 30, 2016, there were approximately 29 BRN investigative cases over one year old and there are approximately 69 DOI cases over one year old, that are still open.

9.2 Discipline and Probation Update

Staffing

The Probation Program Unit is fully staffed as of October 3, 2016. The discipline unit is currently conducting interviews to fill the Office Technician vacancy.

Program – Discipline

The Discipline Unit continues to work with the Attorney General’s (AG) office to complete our cases in a timely manner and streamline our processes for efficiency.

The discipline unit is in the process of beginning a pilot project to utilize the DCA Cloud to transmit cases to the AG’s office. It is anticipated this process will provide cost savings and result in a reduction in the overall timeframe for imposing discipline.

Statistics - Discipline

Below reflects FY 15/16 (July 1, 2015 – June 30, 2016) discipline statistics:

Decisions Adopted	1,578
Pleadings served	1,067
Petitions to Revoke Probation served	104
Surrenders signed by E. O.	291

Below reflects FY 16/17 (July 1, 2016 – September 30, 2016) Discipline statistics:

Decisions Adopted	309
Pleadings served	246
Petitions to Revoke Probation served	34
Surrenders signed by E. O.	66

The BRN continues to work with the DCA BreEZe team to verify the accuracy of the performance measures statistics and the automation of work processes. The discipline unit has one discipline analyst dedicated to working with the BreEZe team.

Program – Probation

The Probation Program Unit is fully staffed as of October 3rd. We are in the beginning stages of a pilot using DCA’s Cloud. The Unit will be presenting at the Nurse Support Group Facilitator Conference which will be held on October 25, 2016.

Statistics - Probation

Statistics – July 1, 2016 to September 29, 2016

Probation Data	Numbers	% of Active
Male	364	30%
Female	866	70%
Chemical Dependency	808	65.7%
Required Drug-Screening	629	51.1%
Practice	301	24.5%
Mental Health	9	0.7%
Conviction - excluding chemical dependency/alcohol use	112	9.1%
Advanced Certificates	113	9%
Southern California	707	57%
Northern California	516	42%
Pending AG - Tolled	7	1%
Pending AG	103	8%
License Revoked Fiscal YTD	2	
License Surrendered Fiscal YTD	12	
Terminated Fiscal YTD	3	
Successfully Completed Fiscal YTD	17	
Active In-State Probationers	1,230	
Completed/Revoked/Terminated/Surrendered YTD	34	
Tolled Probationers	347	
Active and Tolled Probationers	1,577	

The average case load of active probationers per probation monitor is approximately 136. However, the average number of cases per monitor including Tolled cases is 175. There are 60 Early Termination and 8 Modification of Probation cases waiting to be heard by the Board.

9.3 Intervention Program Update and Statistics

Staffing

The Intervention Program currently has a vacancy for an Office Technician and we are currently working to fill this position.

Program Update

Every September, the Substance Abuse and Mental Health Services Administration (SAMHSA) sponsors National Recovery Month to increase awareness and understanding of mental illness & substance use disorder and to celebrate people who recover. In support of this campaign and to celebrate registered nurses who recover from substance use disorder and mental illness, we have posted several testimonials from Intervention Program graduates on the BRN Facebook page. The Intervention Program also intends to add nurse testimonials under the Intervention section of the BRN website.

MAXIMUS, the Intervention programs contractor has transitioned from their electronic record system to the new MAX CMS system on October 3rd. The new system will allow the IEC meetings to be conducted without physical documents as well as improve the overall ease of use and increase efficiency. Training is being provided by MAXIMUS prior to the beginning of each Intervention Evaluation Committee (IEC) meeting.

Intervention Evaluation Committees (IEC)

There are currently two Physician member vacancies at this time, one in San Jose (IEC 7)* and one in Burbank (IEC 8)*.

There is currently one RN member vacancy in Burbank (IEC 8).

There is currently one Public member vacancy in Orange county (IEC 4).

***Asterisk denotes pending committee recommendation for Board approval of IEC member included in Agenda Item 9.3.1**

Statistics – Intervention

The Statistical Summary Report for July 1, 2016, through August 31, 2016, is after this update. As of August 31, 2016, there have been 2,107 successful completions.

**BOARD OF REGISTERED NURSING
INTERVENTION PROGRAM
STATISTICAL SUMMARY
July 1, 2016 - August 31, 2016**

	CURRENT MONTHS	YEAR TO DATE (FY)	PROGRAM TO DATE
INTAKES COMPLETED	27	27	5,164
INTAKE INFORMATION			
Female	23	23	4,033
Male	4	4	1,104
Unknown	0	0	27
Most Common Age Category	35-39		
Most Common Worksite	Unemployed		
Most Common Specialty	Hospital		
Most Common Substance Abused	Alcohol		
PRESENTING PROBLEM AT INTAKE			
Substance Abuse (only)	20	20	3,237
Mental Illness (only)	0	0	168
Dual Diagnosis	6	6	1,674
Undetermined	1	1	85
REFERRAL TYPE*			
Board	19	19	3,809
Self	8	8	1,355
*May change after Intake			
ETHNICITY (IF KNOWN) AT INTAKE			
American Indian/Alaska Native	0	0	39
Asian/Asian Indian	0	0	124
African American	1	1	166
Hispanic	4	4	223
Native Hawaiian/Pacific Islander	0	0	30
Caucasian	22	22	4,239
Other	0	0	77
Not Reported	0	0	266
CLOSURES			
Successful Completion	24	24	2,107
Failure to Derive Benefit	1	1	124
Failure to Comply	3	3	981
Moved to Another State	0	0	52
Not Accepted by IEC	0	0	60
Voluntary Withdrawal Post-IEC	1	1	340
Voluntary Withdrawal Pre-IEC	4	4	533
Participant Withdrawn-Failure to sign contract	0	0	1
Closed Public Risk	6	6	357
No Longer Eligible	1	1	18
Clinically Inappropriate	0	0	34
Client Expired	0	0	41
Sent to Board Pre-IEC	0	0	2
TOTAL CLOSURES	40	40	4,650
NUMBER OF PARTICIPANTS: 387 (as of August 31, 2016)			

9.3.1 Intervention Evaluation Committee Members

In accordance with B & P Code Section 2770.2, the Board of Registered Nursing is responsible for appointing persons to serve on the Intervention Evaluation Committees. Each Committee for the Intervention Program is composed of three registered nurses, a physician and a public member with expertise in substance use disorders and/or mental health.

APPOINTMENTS

Below are the names of the candidates who are being recommended for appointment and Reappointment to the Intervention Evaluation Committees (IEC). Their applications and résumés are attached. If approved, their terms will expire June 30, 2020.

<u>NAME</u>	<u>TITLE</u>	<u>IEC</u>	<u>NO</u>
Rhonda Ceccato	Public Member	Orange County	4
Sarah Domb, MD	Physician Member	Burbank	8
David Rohrdanz, MD	Physician Member	San Jose	7

Recommendation to Board to approve the IEC members

Motion: Pilar De La Cruz to approve the IEC members			
Second: Elizabeth Woods			
MJ: Y	PDC: Y	EW: Y	

9.4 Public Comment for Items Not on the Agenda

No public comment for items not on the agenda.

The Acting Chair adjourned the committee meeting at approximately 12:15 p.m.

Approved: 