

**STATE OF CALIFORNIA  
DEPARTMENT OF CONSUMER AFFAIRS  
BOARD OF REGISTERED NURSING  
BOARD MEETING  
MINUTES**

**DRAFT**

**Date:** August 17, 2022

**Start Time:** 9:00 a.m.

**Location:** **NOTE:** Pursuant to the provisions of Government Code section 11133 a physical meeting location was not provided.

**The Board of Registered Nursing held a public meeting via a teleconference platform.**

**August 17, 2022 - 9:00 am BRN Board Meeting**

**9:00 am**

**1.0**

**Call to Order/Roll Call/Establishment of a Quorum**

*Dolores Trujillo, President* called the meeting to order at: 9:00 am. All members present. Quorum was established at 9:02 am.

**Board Members:** Dolores Trujillo, RN – President  
Mary Fagan, PhD, RN, NEA-BC – Vice President  
Jovita Dominguez, BSN, RN  
Vicki Granowitz  
Susan Naranjo  
Roi David Lollar  
Elizabeth (Betty) Woods, RN, FNP, MSN  
Patricia “Tricia” Wynne, Esq.

**BRN Staff:** Loretta (Lori) Melby, RN, MSN – Executive Officer  
Reza Pejuhesh – DCA Legal Attorney

**9:03 am**

**2.0**

**Instructions for a Teleconference Call**

**9:05 am**

**3.0**

**Public Comment for Items Not on the Agenda; Items for Future Agendas**

**Note:** The Committee may not discuss or take action on any matter raised during the Public Comment section that is not included on this agenda, except whether to decide to place the matter on the agenda of a future meeting. (Government Code, Sections 11125 and 11125.7(a)).

**Public Comment  
for Agenda Item  
3.0:**

No requests for public comment.

9:06 am

4.0

Review and vote on whether to approve previous meeting minutes

- May 18-19, 2022
- June 23, 2022
- July 26, 2022

**Board Discussion:** None

**Motion: Dolores Trujillo:** Motion to Accept Board Meeting Minutes from May 18-19, 2022, June 23, 2022, July 26, 2022, and allow BRN Staff to make non-substantive changes to correct name misspellings and/or typos that may be discovered in the document.

**Second: David Lollar**

**Public Comment  
for Agenda Item  
4.0:**

No requests for public comment.

**Vote:**

	DT	MF	EW	JD	PW	SN	DL	VG
Vote	Y	Y	Y	Y	Y	Y*	Y	A
<u>Key:</u> Yes: Y   No: N   Abstain: A   Absent for Vote: AB								

**Motion Passed**

\*SN abstaining from approving June and July meetings as she was not in attendance

9:10 am

5.0

**BRN Future Priorities and Proposals for Review and Possible Action**

9:10 am

5.1

Consideration and possible modification and adoption of previously approved proposed regulatory text to amend California Code of Regulations (CCR), title 16, section 1410.5 (Coursework Exemptions for Out-of-State Applicants)

**Loretta Melby and Heather Hoganson presented**

**Board Discussion: Mary Fagan:** Asked Executive Officer Loretta Melby how often applicants do not have a lab component completed.

**Loretta Melby:** Stated that she does not have data but said there are daily inquiries and gave an example. She explained this issue effects

advanced practice nurses as well, who must have a RN license to practice as an advance practice nurse.

**David Lollar:** Stated that he is pleased to see the BRN working to streamline this process and compared it to his experience working with the Commission on Teacher Credentialing

**Motion: Dolores Trujillo:** Motion to Approve the proposed regulatory text for Title 16, California Code of Regulations section 1410.5 as shown in the materials, direct staff to submit the text to the Director of the Department of Consumer Affairs and the Business, Consumer Services, and Housing Agency for review, authorize the Executive Officer to take all steps necessary to initiate the rulemaking process, make any non-substantive changes to the package, and set the matter for a hearing if requested. If no relevant adverse comments are received during the 45-day comment period and no hearing is requested, authorize the Executive Officer to take all steps necessary to complete the rulemaking and adopt the proposed regulations as noticed.

**Second: Jovita Dominguez**

**Public Comment for Agenda Item 5.1:** **Mitchell Erickson:** Asked the EO to provide information if this is unique to California or if this is an issue only in California

**Loretta Melby:** Provided information on how Nurse Practice Acts differ from state to state and that this is a unique issue in California.

<b>Vote:</b>	<b>DT</b>	<b>MF</b>	<b>EW</b>	<b>JD</b>	<b>PW</b>	<b>SN</b>	<b>DL</b>	<b>VG</b>
Vote	Y	Y	Y	Y	Y	Y	Y	Y
<u>Key:</u> Yes: Y   No: N   Abstain: A   Absent for Vote: AB								

**Motion Passed**

**9:25 am**

**5.2** Consideration of public comments, discussion, and possible adoption of modified proposed regulatory text to amend CCR, title 16, section 1427 (Clinical Facilities)

**Loretta Melby and Heather Hoganson presented**

**Board Discussion: David Lollar:** Asked about comment number two in the materials and about clinical affiliation agreements.

**Loretta Melby:** Explained that enrollment expansions are controlled by the Board and the Board is provided information on clinical affiliation agreements.

**Mary Fagan:** Expressed appreciation for consideration of the organizations that provided comments and stated that she understands the Office of Administrative Law’s position but wanted to ensure public comments are given consideration.

**Motion: Dolores Trujillo:** Motion to approve the responses to comments as proposed and direct staff to take all steps necessary to complete the rulemaking process. Delegate authority to the Executive Officer to finalize the regulatory package, including making any technical or non-substantive changes required.

**Second: Jovita Dominguez**

**Public Comment for Agenda Item 5.2:**

No requests for public comment.

**Vote:**

	<b>DT</b>	<b>MF</b>	<b>EW</b>	<b>JD</b>	<b>PW</b>	<b>SN</b>	<b>DL</b>	<b>VG</b>
Vote	Y	Y	Y	Y	Y	Y	Y	Y
<u>Key:</u> Yes: Y   No: N   Abstain: A   Absent for Vote: AB								

**Motion Passed**

9:46 am

**5.3** Registered Nursing Fund condition (presentation by DCA Budget Office)

**Suzanne Balkis presented**

**Board Discussion:** No discussion

**Public Comment for Agenda Item 5.3:**

No requests for public comment.

9:54 am

**6.0 Report of the Administrative Committee**  
**Presented by:** Dolores Trujillo, RN – President, California Board of Registered Nursing

9:54 am

**6.1 Executive Officer Report**  
**Presented by:** Loretta Melby, MSN, RN, Executive Officer

**Board Discussion: Mary Fagan:** Stated appreciation for the work of the BRN and asked if the progress in the goals of the Strategic Plan and wonderful work could be shared on the website.

**Public Comment for Agenda Item 6.1:**

Dr. Fozia Ferozali: Expressed gratitude to the BRN for the work that is being done.

9:59 am

**6.2 Board Strategic Plan 2022 to 2025** (no presentation, information in materials)

**Board Discussion:** **Loretta Melby:** Provided some information on the materials and how to read them

**Public Comment for Agenda Item 6.2:**

No requests for public comment.

10:04 am

**6.3 Discussion and Possible Action Regarding Appointment by Board President of Committee Members and Approval by the Board**

**Board Discussion:** Dolores Trujillo appoints Vicki Granowitz to the Nurse Practice Committee.

Vicki Granowitz accepts the nomination.

**Motion:** **Elizabeth Woods:** Motion to Appoint Vicki Granowitz to Nurse Practice Committee

**Second:** **Dolores Trujillo**

**Public Comment for Agenda Item 6.3:**

No requests for public comment.

**Vote:**

	<b>DT</b>	<b>MF</b>	<b>EW</b>	<b>JD</b>	<b>PW</b>	<b>SN</b>	<b>DL</b>	<b>VG</b>
Vote	Y	Y	Y	Y	Y	Y	Y	Y
<u>Key:</u> Yes: Y   No: N   Abstain: A   Absent for Vote: AB								

**Motion Passed**

10:09 am

**6.4 Discussion and possible action regarding Board and Committee meeting dates for 2023**

**Board Discussion:** **None**

**Motion:** **David Lollar:** Motion to accept the dates for the 2023 Board and Committee meetings as presented in the materials and delegating authority to the Administrative Committee to revise the established dates, if necessary.

**Second:** **Patricia Wynne**

**Public Comment  
for Agenda Item  
6.4:**

No requests for public comment.

**Vote:**

Vote	DT	MF	EW	JD	PW	SN	DL	VG
	Y	Y	Y	Y	Y	Y	Y	Y
<u>Key:</u> Yes: Y   No: N   Abstain: A   Absent for Vote: AB								

**Motion Passed**

10:17 am

**6.5 Election of President and Vice President**

**Board Discussion: Elizabeth Woods:** Nominates Dolores Trujillo as Board President

**Dolores Trujillo:** Accepts nomination

**Motion: Patricia Wynne:** Motion to Elect Dolores Trujillo as President

**Second: Elizabeth Woods**

**Additional Board Discussion: Dolores Trujillo nominates Mary Fagan as Vice President**

**Mary Fagan:** Accepts nomination

**Motion: Dolores Trujillo:** Motion to elect Mary Fagan as Vice President

**Second: Patricia Wynne**

**Public Comment for Agenda Item 6.5: Dr. Fozia Ferozali:** Thanked President Trujillo and Vice President Mary Fagan for their leadership

**Maria Dudley:** Thanked the Board and stated that she is proud of the work that is being done.

**Additional Board Discussion: Dolores Trujillo:** Stated appreciation for BRN Staff and the work that they do.

**Vote for both  
President and Vice  
President:**

Vote	DT	MF	EW	JD	PW	SN	DL	VG
	Y	Y	Y	Y	Y	Y	Y	Y
<u>Key:</u> Yes: Y   No: N   Abstain: A   Absent for Vote: AB								

**Motion Passed**

10:29 am

*Dolores Trujillo called a Five-Minute Break – Returning at 10:35 am*

10:35 am

**Members returned, quorum established.**

10:37 am

7.0

**Report of the Nursing Practice Committee**

**Presented by:** Elizabeth Woods, RN, FPN, MSN, Chairperson

10:39 am

7.1

**Information only:** Updates on Nurse Practitioner Advisory Committee, Nurse-Midwifery Advisory Committee, and Nursing Education and Workforce Advisory Committee

**Samantha Gambles-Farr presented updates for the Nurse Practitioner Advisory Committee (NPAC).**

**Loretta Melby presented updates for the Nurse Midwifery Committee (NMAC), and the Nursing Education and Workforce Advisory Committee (NEWAC).**

**Board Discussion:**

**Elizabeth Woods:** Asked for examples of public comments that the NPAC have been getting.

**Gambles-Farr:** Explained that most of the comments had to do with the length of terms and regulatory process.

**Elizabeth Woods:** Asked if Loretta Melby if Nurse Midwives have had issues with standardized procedures.

**Loretta Melby:** Stated that she had not heard of any issues.

**Public Comment  
for Agenda Item**

No requests for public comment.

**7.1:**

10:59 am

7.2

**Information only:** Update from the Department of Consumer Affairs, Office of Professional Examination Services, regarding occupational analysis mandated under Business and Professions Code section 2837.105

**Heidi Lincer presented**

**Board Discussion:**

**Elizabeth Woods:** Asked a question regarding certification exams.

**Heidi Lincer:** Explained the OPES in looking at 16 exams.

**Reza Pejuhesh:** Provided Business and Professions Code information and the role of OPES.

**Loretta Melby:** Provided additional information regarding the exams and their purpose.

**Mary Fagan:** Asked how the BRN determines which exams to accept.

**Public Comment for Agenda Item 7.2:** **Loretta Melby:** Provided information on how exams are selected.  
No requests for public comment.

**11:10 am**                      **7.3 Information only:** Guidance on the BRN website regarding ordering of home care services by clinical nurse specialists and nurse practitioners

**Board Discussion:** **Mitchell Erickson presented**  
**Public Comment for Agenda Item 7.3:** **Loretta Melby:** Provided information that is on the BRN's website.  
No requests for public comment.

**11:22 am**                      **8.0 Report of the Education/Licensing Committee (ELC)**  
**Presented by:** Jovita Dominguez, BSN, RN, Chair

**11:23 am**                      **8.1 Discussion and possible action regarding ELC recommendations on consent agenda items**

**11:23 am**                      **8.2 Discussion and possible action regarding ELC recommendations**

**Board Discussion:** None

**Motion:** **Jovita Dominguez:** Motion to accept Education/Licensing Committee recommendations and approve agenda items 8.1.1 through 8.2.8.

**Second:** **Dolores Trujillo**  
**Public Comment for Agenda Item 8.1 and 8.2:** No requests for public comment.

**Vote:**

Vote	DT	MF	EW	JD	PW	SN	DL	VG
	Y	Y	Y	Y	Y	Y	Y	Y
<u>Key:</u> Yes: Y   No: N   Abstain: A   Absent for Vote: AB								

**Motion Passed**

**11:30 am**                      **8.3 NCLEX update** (information only)

**Board Discussion:** None  
**Public Comment for Agenda Item 8.3:** No request for public comment.



11:32 am

**8.4 Licensing Unit update** (information only)

**Board Discussion:** Loretta Melby provided some additional updates.

**Mary Fagan:** Asked about different ways of certifying APRNs.

**Melby:** Provided information on work that is being done.

**Public Comment  
for Agenda Item  
8.4:**

No request for public comment.

12:01 am

*\*Break for Lunch, returning at 1:00 pm.*

1:01 pm

**Members returned, quorum established DT, MF, EW, PW, DL, VG, SN, JD**

1:02 pm

**9.0**

**Report of the Enforcement/Intervention Committee**

**Presented by:** Patricia Wynne, Chair

**Patricia Wynne:** Thanked the EO and Board staff for all the work that is done.

1:04pm

**9.1 Information only:** Enforcement Division and Investigation Unit update

**Tim Buntjer presented.**

**Board Discussion:** None

**Public Comment  
for Agenda Item  
9.1:**

No request for public comment.

1:52 pm

**9.2 Discussion and possible action regarding appointment and reappointment of Intervention Evaluation Committee (IEC) members**

**Tim Buntjer presented.**

Name	Member Type	IEC	IEC Location	Appointment Type	Term Expiration
Gul Ebrahim	Physician	3	Los Angeles	New Appointment	30-Jun-26
Kenya Smith	Nurse	3	Los Angeles	Reappointment	30-Jun-26
Heather Hallmark	Nurse	5	Fresno	New Appointment	30-Jun-26
Colleen Burks	Nurse	6	Palm Springs	New Appointment	30-Jun-26
Betty Jackson-Steward	Nurse	9	Ontario	New Appointment	30-Jun-26

Carol Stanford	Public	11	Fairfield	Reappointment	30-Jun-26
David Smith	Physician	12	Sacramento	New Appointment	30-Jun-26

**Board Discussion:** **Mary Fagan:** Asked a question about the IEC vacancies.

**Shannon Johnson:** Stated that there will still be 11 vacancies after these appointments.

**Mary Fagan:** Asked if the meetings are in person are virtually.

**Shannon Johnson:** Stated that the IEC falls into the same Bagley-Keene requirements as the Board and Committees. Currently (until July 2032) they are meeting virtually.

**Motion:** **Patricia Wynne:** Motion to accept the appointments and reappointments of IEC members presented.

**Second:** **Mary Fagan**

**Public Comment  
for Agenda Item  
9.2:**

No request for public comment.

**Vote:**

Vote	DT	MF	EW	JD	PW	SN	DL	VG
	Y	Y	Y	Y	Y	Y	Y	Y
<u>Key:</u> Yes: Y   No: N   Abstain: A   Absent for Vote: AB								

**Motion Passed**

1:10 pm

**9.3 Discussion and possible action regarding participation in the National Council of State Boards of Nursing (NCSBN) Substance Use Disorder Monitoring Programs**

**Scheduled presenter:** Richard Smiley

**Board Discussion:**

**Motion:** **Patricia Wynne:** Motion to participate in the NCSBN Substance Use Disorder Monitoring Programs.

**Second:** **Elizabeth Woods**

**Public Comment  
for Agenda Item  
9.3:**

No request for public comment.

<b>Vote:</b>	<b>DT</b>	<b>MF</b>	<b>EW</b>	<b>JD</b>	<b>PW</b>	<b>SN</b>	<b>DL</b>	<b>VG</b>
	Y	Y	Y	Y	Y	Y	Y	Y
	<u>Key:</u> Yes: Y   No: N   Abstain: A   Absent for Vote: AB							

**Motion Passed**

- 2:01 pm**                      **10.0**                      **Report of the Legislative Committee**
- Legislative update and discussion of bills relevant to the Board from the 2021-2022 legislative session**
- Marissa Clark presented.**
- Board Discussion:** Elizabeth Woods: Asked for clarification on convictions listed in SB 731.
- Marissa Clark: Explained that the differences are based on state charges vs. county charges.
- 2:20 pm**                      **AB 2684 (Committee on Business and Professions), Nursing**
- Marissa Clark and Loretta Melby presented.**
- 3:20pm**                      *\* Dolores Trujillo called a Five-Minute Break – Returning at 3:25 pm*
- Current Position: Support, if Amended**
- Board Discussion:** Board discussion to keep support, if amended position.
- Public Comment for 10.0:** **Saskia Kim, CNA:** Comment on two bills: SB 1475, CNA is opposed. AB 2684, CNA supports the 4-year extension of the Board.
- 3:31 pm**                      **11.0**                      **Closed Session**
- 11.1** **The Board will convene in closed session pursuant to Government Code section 11126, subdivision (c)(3) to deliberate on disciplinary matters, including stipulations and proposed decisions.**
- 4:43 pm**                      **12.0**                      **Adjournment**
- Dolores Trujillo, President, adjourned the meeting at 4:44 pm.

**Submitted by:**

**Accepted by:**

**Loretta Melby, MSN, RN**  
Executive Officer  
California Board of Registered Nursing

**Dolores Trujillo, RN**  
President  
California Board of Registered Nursing