



BOARD MEETING AGENDA

The Mission Inn
Grand Parisian Room
3649 Mission Inn Avenue
Riverside, CA 92501
(951) 784-0300

November 13-14, 2019

Wednesday, November 13, 2019 – 8:00 am Open Session; 9:00 am Board Meeting

1.0 8:00 am Open Session: Staff Presentation to Public (Board Members will not be present):

- 1.1 Overview of the Board's licensure process and process related to applicants reporting convictions.
- 1.2 Questions and Answers.

2.0 9:00 am Call to Order, Roll Call, and Establishment of a Quorum

Members: Michael Jackson, RN, MSN, President
Donna Gerber, Vice President
Elizabeth A. Woods, MSN, FNP, RN
Trande Phillips, RN
Imelda Ceja-Butkiewicz
Kenneth Malbrough

Executive Officer: Dr. Joseph Morris, PhD, MSN, RN

3.0 Public Comment for Items Not on the Agenda; Items for Future Agenda

Note: The Board 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 Section 11125 and 11125.7(a)).

4.0 Public Comment for Items on the Agenda (Gov. Code, § 11125.7, subd. (a).)

5.0 Disciplinary Matters. Hearings on Petitions for:

Early Termination/ Modification of Probation

- Barr Barton
- Cathy Hirt
- Eric Hong
- Tracy Savala

Reinstatements

- Jeanie Van Akkeren

6.0 Closed Session

6.1 Disciplinary Matters

The Board will convene in closed session pursuant to Government Code Section 11126(c)(3) to deliberate on the above matters and other disciplinary matters including stipulations and proposed decisions.

6.2 Pending Litigation

The Board will convene in closed session pursuant to Government Code section 11126(e)(1) to confer with and receive advice from legal counsel regarding the following:

- *Janet Anne Baena Valencia, R.N. v. Board of Registered Nursing*, Contra Costa Superior Court, Case No. N18-1358;
- *Moustafa v. Board of Registered Nursing*, San Francisco Superior Court Case No. CPF-16-515166, First District Court of Appeal Case No. A150266; and
- *American Career College v. The California Board of Registered Nursing*, Los Angeles Superior Court Case No. 19STCP01383.

7.0 Reconvene in Open Session – Recess until November 14, 2019 at 9:00 a.m.

Thursday, November 14, 2019– 9:00 am

Notice: This meeting will be Webcast, provided there are no unforeseen technical difficulties or limitations. To view the Webcast, please visit <https://thedcapage.wordpress.com/webcasts/>

1.0 Call to Order/ Roll Call and Establishment of a Quorum

Members: Michael D. Jackson, MSN, RN, President
Donna Gerber, Vice President
Elizabeth A. Woods, MSN, FNP, RN
Trande Phillips, RN
Imelda Ceja-Butkiewicz, Public Member
Kenneth Malbrough, Public Member

Executive Officer: Dr. Joseph Morris, PhD, MSN, RN

2.0 Public Comment for Items Not on the Agenda; Items for Future Agenda

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3.0 Review and Vote on Whether to Approve Minutes:

3.1 September 11-12, 2019

3.2 October 17, 2019

4.0 Report on Board Members' Activities

5.0 Board and Department Activities

5.1 Executive Officer Report

- Organizational Update
- Budget Update
- Technology Update
- Staffing Update

6.0 Report of the Administrative Committee

Michael Jackson, RN, MSN, President, Chair

6.1 Discussion and Possible Action For New Board of Registered Nursing Logo

6.2 Information Only: University California San Francisco Presentation: Launching and accessing BRN School Data via Tableau

6.3 Information Only: BRN 2018 Survey Report and Projections

7.0 Report of the Education/Licensing Committee (ELC)

Michael Jackson, MSN, RN, Chair

7.1 Discussion and Possible Action Regarding Education/Licensing Committee Recommendation to Ratify Minor Curriculum Revisions And Acknowledge Receipt Of Program Progress Reports (16 CCR 1426) (Consent)

- California Baptist University Baccalaureate Degree Nursing Program
- California State University Long Beach Baccalaureate Degree Nursing Program
- Point Loma Nazarene University Baccalaureate Degree Nursing Program
- Unitek College Baccalaureate Nursing Program, Fremont
- Citrus College Associate Degree Nursing Program
- Compton College Associate Degree Nursing Program
- Los Angeles Harbor College Associate Degree Nursing Program
- Shasta College Associate Degree Nursing Program

Acknowledge Receipt of Program Progress Report:

- University of Phoenix Baccalaureate Degree Nursing Program
- Los Angeles Harbor College Associate Degree Nursing Program

7.2 Discussion and Possible Action Regarding Education/Licensing Committee Recommendations

7.2.1 Recommend Ratification Of Applications For Prelicensure Program Continuing Reapproval (BPC 2788; CCR 1421, 1423) (Consent)

- Chamberlain College of Nursing Baccalaureate Nursing Program
- De Anza College Associate Degree Nursing Program

- 7.2.2 **Recommend Ratification Of Prelicensure Program Unit Adjustment Or Other Changes, National University Baccalaureate Degree Nursing Program (16 CCR 1426, 1432) (Major Curriculum – no enrollment increase) (Consent)**
- 7.3 **Acceptance Of Changes To An Approved Program (Addition Of A New Campus Or Location) For The Marsha Fuerst School Of Nursing-San Diego Associate Degree Nursing Program. (Addition of a new campus or location)(16CCR 1432) (Present)**
- 7.4 **Recommend Acceptance Of Program Progress Report From Prelicensure Nursing Programs. (16 CCR 1423) (Present)**
- 7.4.1 American University of Health Sciences Baccalaureate Degree Nursing Program
- 7.4.2 Compton College Associate Degree Nursing Program
- 7.5 **Recommendation To Defer Continuing Approval Of Prelicensure Nursing Program, Pacific College Associate Degree Nursing Program. Submit Monthly Progress Reports To NEC, Report As Minor Curriculum Changes, And Return To ELC January 2020 and Board in February 2020. (BPC 2788, 16 CCR 1421, 1423) (Present)**
- 7.6 **Recommendation To Change Continuing Approval Of Prelicensure Nursing Program Career Care Institute Associate Degree Nursing Program, To Place Program On Warning Status With Intent To Close Program. Monthly Progress Reports To NEC And Return To ELC In One Year (October 2020). (16 CCR 1423.2) (Present)**
- 7.7 **Recommendation To Change Of Continuing Approval Of Prelicensure Nursing Program, East Los Angeles College Associate Degree Nursing Program, To Place Program On Warning Status For One Year With Intent To Close Program. Monthly Progress Reports To NEC, Present At All ELC Meetings During Period Of Warning Status (October 2020). College Shall Conduct A Comprehensive Program Assessment To Identify Variables Contributing To The Substandard Pass Rate And Shall Submit A Written Report To The Board. The Report Shall Include The Findings Of The Assessment And A Plan For Increasing The Pass Rate Including Specific Corrective Measures To Be Taken, Resources, And Timeframe. (16 CCR 1423.2) (Present)**
- 7.8 **Recommendation To Approve Prelicensure Program Unit Adjustment Or Other Changes, College Of The Sequoias Associate Degree Nursing Program, To Enroll Ten (10) Additional Advanced Placement Students For The Next Two Cycles (Two Years). Total Enrollment Of 40 Students Twice Per Year, Plus 10 Advance Placement Students Twice Per Year. (16 CCR 1426, 1432) (Major Curriculum – Enrollment Increase) (Present)**
- 7.9 **Recommendation To Approve Prelicensure Program Unit Adjustment Or Other Changes, Sacramento City College Associate Degree Nursing Program, To Enroll Ten (10) Additional Advanced Placement Students For The Next Two Cycles (Two Years). Total Enrollment From 120 Students To 130 Students Annually For Two Years (2020 & 2021). (16 CCR 1426, 1432) (Major Curriculum – Enrollment Increase) (Present)**

- 7.10 **Recommendation To Approve Prelicensure Program Unit Adjustment Or Other Changes, San Joaquin Delta College Associate Degree Nursing Program, To Continue Fast Track Student Enrollment And Increasing Enrollment From 20 To 40 Students For The Next Two Cycles (Until May 2022). (16 CCR 1426, 1432) (Major Curriculum – Enrollment Increase) (Present)**
- 7.11 **Recommendation To Accept Changes To An Approved Program, College Of The Redwoods Associate Degree Nursing Program, Add A Secondary Location In Crescent City. (Addition of a new campus or location) (16 CCR 1432) (Present)**
- 7.12 **Prelicensure Program Unit Adjustment Or Other Changes For CNI Associate Degree Nursing Program [No Committee Recommendation]. (16 CCR 1426, 1432) (Major Curriculum – Enrollment Increase) (Present)**
- 7.13 **Recommendation To Accept Changes To An Approved Program, Chamberlain College Baccalaureate Degree Nursing Program Addition Of New Campus Or Location Contingent Upon Receiving Additional Data. (16 CCR 1432) (Present)**
- 7.14 **Recommendation To Accept Changes To An Approved Program, Stanbridge University School of Nursing Associate Degree Nursing Program, Addition Of New Campus Or Location Contingent Upon Receiving Additional Data. (16 CCR 1432) (Present)**
- 7.15 **Discussion and Possible Action For California State University Fresno Nurse Practitioner Program Regarding National Nursing Organization Accreditation Status.**
- 7.16 **Recommendation To Approve Progress Report On Implementation Of The Comprehensive Continuing Education Plan For Approving And Disapproving Continuing Education Opportunities.**
- 7.17 **NCLEX Pass Rates Update.**
- 7.18 **Licensing Program Update.**

8.0 Report of the Legislative Committee

Donna Gerber, Chair

8.1 Discussion of Bills of Interest to the Board of Registered Nursing (Board) and Possible Action Regarding Adoption or Modification of Positions on Bills Introduced During the 2019-2020 Legislative Session:

- AB 5 (Gonzalez) Worker status: employees and independent contractors
- AB 8 (Chu) Pupil health: mental health professionals
- AB 62 (Fong) State government: Fi\$Cal: transparency
- AB 63 (Fong) State government
- AB 193 (Patterson) Professions and vocations
- AB 239 (Salas) Community colleges: registered nursing programs
- AB 241 (Kamlager-Dove) Implicit bias: continuing education:

requirements

- [AB 251](#) (Patterson) Personal income taxes: credit: family caregiver
- [AB 312](#) (Cooley) State government: administrative regulations: review
- [AB 329](#) (Rodriguez) Hospitals: assaults and batteries
- [AB 358](#) (Low) Sexual assault forensic examinations kits: database
- [AB 362](#) (Eggman) Controlled substances: overdose prevention program
- [AB 389](#) (Arambula) Substance use disorder treatment: peer navigators
- [AB 476](#) (Blanca Rubio) Department of Consumer Affairs: task force: foreign-trained professionals
- [AB 496](#) (Low) Business and Professions
- [AB 535](#) (Brough) Personal income taxes: credit: professional license fees
- [AB 538](#) (Berman) Sexual assault: forensic examinations and reporting
- [AB 544](#) (Kiley) Professions and vocations: inactive license fees and accrued and unpaid renewal fees
- [AB 613](#) (Low) Professions and vocations: regulatory fees
- [AB 714](#) (Wood) Opioid prescription drugs: prescribers
- [AB 732](#) (Bonta) County jails: prisons: incarcerated pregnant persons
- [AB 743](#) (Eduardo Garcia) Pupil health: self-administration of prescribed asthma medication
- [AB 768](#) (Brough) Professions and vocations
- [AB 822](#) (Irwin) Phlebotomy
- [AB 845](#) (Maienschein) Continuing education: physicians and surgeons: nurses: maternal mental health
- [AB 862](#) Professions and vocations: license revocation and suspension: student loan default
- [AB 890](#) (Wood) Nurse practitioners: scope of practice: unsupervised practice
- [AB 931](#) (Boerner Horvath) State and local boards and commissions: representation: appointments
- [AB 993](#) (Nazarian) Health care coverage: HIV specialists
- [AB 1051](#) (Smith) Community colleges: temporary faculty members: clinical nursing faculty
- [AB 1145](#) (Cristina Garcia) Child abuse: reportable conduct
- [AB 1264](#) (Petrie-Norris) Healing arts licensees: self-administered hormonal contraceptives
- [AB 1271](#) (Diep) Licensing examinations: report
- [AB 1364](#) (Blanca Rubio) Nursing: schools and programs: exemptions
- [AB 1444](#) (Flora) Physicians and surgeons and registered nurses: loan repayment grants
- [AB 1490](#) (Carrillo) Medical assistants
- [AB 1514](#) (Patterson) Deaf and Disabled Telecommunications Program
- [AB 1529](#) (Low) Telephone medical advice services
- [AB 1544](#) (Gipson) Community Paramedicine or Triage to Alternate Destination Act
- [AB 1592](#) (Bonta) Athletic trainers
- [AB 1622](#) (Carrillo) Family physicians
- [AB 1676](#) (Maienschein) Health care: mental health

- [SB 24](#) (Leyva) Public health: public university student health

- centers: abortion by medication techniques
- SB 53 (Wilk) Open meetings
- SB 207 (Hurtado) Medi-Cal: asthma preventive services
- SB 223 (Hill) Pupil health: administration of medicinal cannabis: school sites
- SB 227 (Leyva) Health and care facilities: inspections and penalties
- SB 305 (Hueso) Compassionate Access to Medical Cannabis Act or Ryan's Law
- SB 322 (Bradford) Health facilities: inspections: employee reporting
- SB 425 (Hill) Health care practitioners: licensee's file: probationary physician's and surgeon's certificate: unprofessional conduct
- SB 464 (Mitchell) California Dignity in Pregnancy and Childbirth Act
- SB 567 (Caballero) Workers compensation: hospital employees
- SB 601 (Morrell) State agencies: licenses: fee waiver
- SB 697 (Caballero) Physician assistants: practice agreements: supervision
- SB 700 (Roth) Business and professions: noncompliance with support orders and tax delinquencies

9.0 Report of the Intervention/Discipline Committee

Imelda Ceja-Butkiewicz, Chair

9.1 Information Only: Complaint Intake and Investigations Update

9.2 Information Only: Discipline and Probation Program Update

9.3 Information Only: Intervention Program Update

9.3.1 Discussion and Possible Action Regarding Appointment of Intervention Evaluation Committee Member

- **Pamela Vincent, Physician Member, IEC 7**

9.4 Information Only: Update Regarding Enforcement Reorganization and Information Reporting Changes

9.5 Discussion and Possible Action: Recommendation to Change Name of Committee from Intervention Discipline Committee to Enforcement Intervention Committee

9.6 Vote On Whether To Accept The 2020-2021 Intervention Discipline Goals And Objectives Draft

10.0 Report of the Nursing Practice Committee

Elizabeth Woods, RN, Chair

10.1 Discussion and Possible Action Regarding Recommendation of Nurse Midwifery Committee to Amend Sections 2746.51 and 2746.52 of the Business & Professions Code

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

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12.0 Adjournment

NOTICE:

All times are approximate and subject to change. Items may be taken out of order to maintain a quorum, accommodate a speaker, or for convenience. The meeting may be canceled without notice. For verification of the meeting, call (916) 574-7600 or access the Board's Web Site at <http://www.rn.ca.gov>. Action may be taken on any item listed on this agenda, including information only items.

Public comments will be taken on agenda items at the time the item is heard. Total time allocated for public comment may be limited.

The meeting is accessible to the physically disabled. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting the Administration Unit at (916) 574-7600 or email webmasterbrn@dca.ca.gov or send a written request to the Board of Registered Nursing Office at 1747 North Market Blvd., Suite 150, Sacramento, CA 95834. (Hearing impaired: California Relay Service: TDD phone # (800) 326-2297). Providing your request at least five (5) business days before the meeting will help to ensure the availability of the requested accommodation.