



BOARD MEETING

Monday, November 14-15, 2022

TELECONFERENCE MEETING

NOTE: The Board of Registered Nursing (Board) will hold a public meeting via a teleconference platform. Pursuant to the provisions of Government Code section 11133, a physical meeting location is not being provided.

INSTRUCTIONS FOR REMOTE PARTICIPATION:

For all those who wish to participate or observe the meeting remotely on Monday, November 14, 2022, please log on to this website:

<https://dca-meetings.webex.com/dca-meetings/j.php?MTID=m41b3933aa21a12a9c46b808bef85dfba>

Or join by phone: 1 (415) 655-0001 US Toll; access code: 2496 244 0863

("Event Password" should auto-populate; if not, enter the following password: BRN1747 (2761747 from a phone))

For all those who wish to participate or observe the meeting remotely on Tuesday, November 15, 2022, please log on to this website:

<https://dca-meetings.webex.com/dca-meetings/j.php?MTID=mb9b3e25817f88d131428b30342c1d095>

Or join by phone: 1 (415) 655-0001 US Toll; access code: 2485 736 0390

("Event Password" should auto-populate; if not, enter the following password: BRN1747 (2761747 from a phone))

Members of the public may but are not obligated to provide their names or personal information as a condition of observing or participating in the meeting. When signing into the WebEx platform, participants may be asked for their name and email address. Participants who choose not to provide their names will be required to provide a unique identifier such as their initials or another alternative, so that the meeting moderator can identify individuals who wish to make public comment; participants who choose not to provide their email address may utilize a fictitious email address in the following sample format: XXXXX@mailinator.com.

As an alternative, members of the public who wish to remotely observe the public portion of the Board meeting without making public comment can do so (provided no unforeseen technical difficulties) at:

<https://thedcapage.blog/webcasts/>

Public comments will be limited to two minutes unless, in the discretion of the Board, circumstances require a shorter period; members of the public will not be permitted to "yield" their allotted time to other members of the public to make comments.

Monday, November 14, 2022 – 9:00 a.m. Board Meeting

NOTE: ACTION MAY BE TAKEN ON ANY ITEM LISTED ON THIS AGENDA, INCLUDING INFORMATION ONLY ITEMS.

- 1.0 Call to order, roll call, and establishment of a quorum**
- 2.0 General instructions for the format of a teleconference call**
- 3.0 Public comment for items not on the agenda; items for future agendas**
Please Note: The Board may not discuss or act on any matter raised during the Public Comment section that is not included on this agenda, except to decide whether to place the matter on the agenda of a future meeting. (Gov. Code, §§ 11125 and 11125.7, subd. (a).)
- 4.0 Review and vote on whether to approve previous meeting minutes**
 - 4.1 August 17, 2022**
- 5.0 Report of the Administrative Committee**
Dolores Trujillo, RN – President, California Board of Registered Nursing
 - 5.1 Executive Officer report**
Loretta Melby, MSN, RN, Executive Officer
 - 5.2 Information only:** Update on 2018-2021 and 2022-2025 Strategic Plan and goal progression
 - 5.3 Information only:** Registered Nursing Fund Condition (presentation by DCA Budget Office)
 - 5.4 Information only:** Update on the Board's sunset bill, Assembly Bill 2684 (Reg. Sess. 2021-2022)
 - 5.5 Information only:** Discussion of NCLEX pass rate for academic years 2018/2019 through 2021/2022
- 6.0 BRN future priorities and proposals for review and possible action**
 - 6.1 Discussion and possible action:** Consideration of public comments, discussion, and possible adoption of proposed regulatory text to amend CCR, title 16, section 1480, 1481, 1482.3, 1482.4, and 1487 (Categories and Scope of Practice of Nurse Practitioners)
 - 6.2 Discussion and possible action:** Consideration of continuing education exemption for implicit bias training requirement established by AB 1407 (Burke, Chapter 445, Statutes of 2021)
- 7.0 Report of the Nursing Practice Committee**
Elizabeth Woods, RN, FPN, MSN, Chairperson
 - 7.1 Information only:** Presentation of Criminalization of Medical Errors, Julie Morath

7.2 Information only – advisory committee updates:

- 7.2.1** Nurse Practitioner Advisory Committee (NPAC)
- 7.2.2** Nurse-Midwifery Advisory Committee (NMAC)
- 7.2.3** Advanced Practice Registered Nursing Advisory Committee (APRNAC)
- 7.2.4** Nursing Education and Workforce Advisory Committee (NEWAC)

7.3 Discussion and possible action: Regarding the recommendation(s) from NPAC on the Department of Consumer Affairs, Office of Professional Examination Services report on the occupational analysis mandated under Business and Professions Code section 2837.105

7.4 Discussion and possible action: Regarding revisions to Board advisories NPR-B-24 (“Certification of Clinical Nurse Specialist,” 09/1999, rev. 12/2002 and 11/2008) and NPR-I-29 (“General Information for Clinical Nurse Specialist Regarding National Certification,” 12/2002, rev. 11/2008)

7.5 Discussion and possible action: Regarding development of regulations for Clinical Nurse Specialists (CNS) and Certified Registered Nurse Anesthetists (CRNA)

7.6 Discussion and possible action: Regarding updates to Business and Professions Code section 2830.6 to amend the name of the national certifying body for CRNAs

7.7 Discussion and possible action: Regarding the annual review of the role and continuation of the APRNAC

8.0 Report of the Education/Licensing Committee (ELC)

Jovita Dominguez, BSN, RN, Chair

8.1 Discussion and possible action regarding ELC recommendations on consent agenda items

8.1.1 Discussion and possible action regarding board approval of ELC recommendation to approve minor curriculum revisions (16 CCR § 1426), acknowledge program progress reports (16 CCR § 1423), and accept clinical facility approvals (16 CCR § 1427) (consent) (schools under consideration are identified in meeting materials)

ELC Vote: Jovita Dominguez – Yes; Mary Fagan – Yes; Susan Naranjo – Yes; Patricia Wynne – Yes

8.1.2 Discussion and possible action regarding board approval of ELC recommendations to grant:

Continuing approval of prelicensure nursing programs (BPC § 2788; 16 CCR §§ 1421 & 1423)

Biola University Baccalaureate Degree Nursing Program
California Career College Associate Degree Nursing Program
Los Medanos College Associate Degree Nursing Program
Monterey Peninsula Associate Degree Nursing Program
San Diego City College Associate Degree Nursing Program

Approval of prelicensure nursing program unit adjustment or other changes (16 CCR §§ 1426 & 1432) (substantive change) (no enrollment increase)

College of the Sequoias Associate Degree Nursing Program
Pacific College Associate Degree Nursing Program

Approval of clinical practice experience required for nurse practitioner students enrolled in non-California based nurse practitioner education programs (16 CCR § 1486)

George Mason University, Fairfax, Virginia

ELC Vote: Jovita Dominguez – Yes; Mary Fagan – Yes; Susan Naranjo – Yes; Patricia Wynne Yes

8.2 Discussion and possible action regarding ELC recommendations

8.2.1 Discussion and possible action regarding board approval of ELC recommendation to accept program progress report, grant continuing approval with quarterly progress reports to NEC (16 CCR § 1423.2)

East Los Angeles College Associate Degree Nursing Program

ELC Vote: Jovita Dominguez – Yes; Mary Fagan – Yes; Susan Naranjo – Yes; Patricia Wynne – Yes

8.2.2 Discussion and possible action regarding board approval of ELC recommendation for continuing approval of a prelicensure program. (BPC § 2788, 16 CCR §§ 1421, & 1423)

Golden West College Associate Degree Nursing Program

ELC Vote: Jovita Dominguez – Yes; Mary Fagan – Yes; Susan Naranjo – Yes; Patricia Wynne – Yes

8.2.3 Discussion and possible action regarding board approval of ELC recommendation to defer action of an approved prelicensure program. (BPC § 2788, 16 CCR §§ 1421, & 1423)

University of Massachusetts Global Baccalaureate Degree Nursing Program

ELC Vote: Jovita Dominguez – Yes; Mary Fagan – Yes; Susan Naranjo – Yes; Patricia Wynne – Yes

8.2.4 Discussion and possible action regarding board approval of ELC recommendation to accept substantive changes to an approved program, enrollment increase, addition of a new campus or location in Ontario CA, for Concordia University Irvine Baccalaureate Degree Nursing Program. Enrollment pattern: 72 students three times a year phasing in over 3 years. Fall 2023 and Fall 2024 = 48 students, Summer 2024 = 64 students, Fall 2024 = 72 students, 2025 and forward = 72 students three times a year. (16 CCR § 1432)

ELC Vote: Jovita Dominguez – Yes; Mary Fagan – Yes; Susan Naranjo- AB; Patricia Wynne – Yes

8.2.5 Discussion and possible action regarding board approval of ELC recommendation to accept substantive changes to an approved program, enrollment increase for Unitek College Baccalaureate Degree Nursing

Program. Enrollment pattern 50 students two times a year, (Sierra View 15 students twice a year, Kaweah Health 25 students twice a year). (16 CCR §§ 1426 & 1432)

ELC Vote: Jovita Dominguez – Yes; Mary Fagan – Yes; Susan Naranjo- Yes; Patricia Wynne – Yes

8.2.6 Discussion and possible action regarding board approval of ELC recommendation to accept substantive changes to an approved program, Allan Hancock College Associate Degree Nursing Program. Enrollment pattern 50 students annually starting spring 2023. (16 CCR §§ 1426 & 1432)

ELC Vote: Jovita Dominguez – Yes; Mary Fagan – Yes; Susan Naranjo- Yes; Patricia Wynne – Yes

8.2.7 Discussion and possible action regarding board approval of ELC recommendation to accept substantive changes to an approved program, to continue year-round track for College of the Sequoias Associate Degree Nursing Program. Enrollment pattern 20 students annually starting in May 2023. (16 CCR §§ 1426 & 1432)

ELC Vote: Jovita Dominguez– Yes; Mary Fagan – Yes; Susan Naranjo- Yes; Patricia Wynne – Yes

8.2.8 Discussion and possible action regarding board approval of ELC recommendation to accept substantive changes to an approved program, enrollment increase for Porterville College Associate Degree Nursing Program. Enrollment pattern 20 students two times per year, (total 40 students annually) starting January 2023. (16 CCR §§ 1426 & 1432)

ELC Vote: Jovita Dominguez– Yes; Mary Fagan – Yes; Susan Naranjo- Yes; Patricia Wynne – Yes

8.2.9 Discussion and possible action regarding board approval of ELC recommendation to accept initial self-study for a new prelicensure program, Palo Verde College Associate Degree Nursing program. Enrollment pattern 20 students annually starting spring 2023. (BPC § 2788; 16 CCR §§ 1421 & 1423)

ELC Vote: Jovita Dominguez– Yes; Mary Fagan – Yes; Susan Naranjo- Yes; Patricia Wynne – Yes

8.3 Defer action to from the October ELC meeting. Discussion and possible action regarding acceptance of substantive changes to an approved program enrollment increase for Concordia University Irvine Baccalaureate Degree Nursing Program. Enrollment pattern 64 students three times per year. (16 CCR §§ 1426 & 1432)

8.4 Information only: NCLEX update

8.5 Information only: Licensing Program update

9.0 Report of the Enforcement/Intervention Committee

9.1 Information only: Enforcement Unit and Investigation Unit update

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

Name	Member Type	IEC	Type	Term Expiration
Dean Rischel, PhD	Public	2	New Appointment	30-Jun-26
Jhonna Porter, RN	Nurse	3	New Appointment	30-Jun-26
James Luzano, MD	Physician	3	New Appointment	30-Jun-26
Gia Gittleson, RN	Nurse	4	New Appointment	30-Jun-25
Randolph Holmes, MD	Physician	4	New Appointment	30-Jun-26
Judy Speak, RN	Nurse	6	New Appointment	30-Jun-26
Richard Skaff, PhD	Public	6	New Appointment	30-Jun-26
Julius Musenze, MD	Physician	6	New Appointment	30-Jun-26
Andrew Berger, PhD	Public	7	New Appointment	30-Jun-25
Joseph Ortiz, PhD	Public	9	New Appointment	30-Jun-26
David Liu, MD	Physician	9	New Appointment	30-Jun-26
Bradley Webster, RN	Nurse	10	New Appointment	30-Jun-24
Victoria Pon Tell, RN	Nurse	10	New Appointment	30-Jun-25
Maureen Gatt, PhD	Public	10	New Appointment	30-Jun-26
Uzo Ogbodo, RN	Nurse	12	New Appointment	30-Sep-25
Martha Sparling, RN	Nurse	12	New Appointment	30-Jun-25
Valerie Milner, MFT	Public	12	New Appointment	30-Jun-23

10.0 Report of the Legislative Committee

Legislative update and discussion of bills relevant to the Board from the 2021-2022 legislative session [please click on bill number for hyperlink to bill text]

DIRECT IMPACT BILLS

1. [Assembly Bill 657 \(Cooper\), Healing arts: expedited licensure process: applicants providing abortion services](#)
2. [Assembly Bill 852 \(Wood\), Health care practitioners: electronic prescriptions](#)
3. [Assembly Bill 858 \(Jones-Sawyer\) Employment: health information technology: clinical practice guidelines: worker rights](#)
4. [Assembly Bill 1604 \(Holden\), Civil service: the Upward Mobility Act of 2022](#)
5. [Assembly Bill 1711 \(Seyarto\) Privacy: breach](#)

6. [Assembly Bill 2188 \(Quirk\) Discrimination in employment: use of cannabis](#)
7. [Assembly Bill 2626 \(Calderon\) Medical Board of California: licensee discipline: abortion](#)
8. [Assembly Bill 2684 \(Berman\) Nursing](#)
9. [Senate Bill 1237 \(Newman\) Licenses: military service](#)
10. [Senate Bill 1375 \(Atkins\) Nursing: nurse practitioners and nurse-midwives: abortion and practice standards](#)

INDIRECT IMPACT BILLS

1. [Assembly Bill 1120 \(Irwin\), Clinical Laboratories: Blood Withdrawal](#)
2. [Assembly Bill 1810 \(Levine\) Pupil health: seizure disorders](#)
3. [Assembly Bill 1914 \(Davies\) Resource family approval: training](#)
4. [Assembly Bill 2107 \(Flora\) Clinical laboratory testing](#)
5. [Senate Bill 731 \(Durazo\) Criminal records: relief](#)
6. [Senate Bill 1334 \(Bradford\) Meal and rest periods: hospital employees](#)
7. [Senate Bill 1475 \(Glazer\) Blood banks: collection](#)

11.0 Closed session

11.1 Disciplinary matters

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.

11.2 Pending Litigation

The Board will convene in closed session pursuant to Government Code section 11126, subdivision (e), to discuss pending litigation:

Selase Mensa Foster v. Board of Registered Nursing, Department of Consumer Affairs, State of California, Superior Court of California, County of Alameda, Case No. 22CV014625

11.3 Personnel Matters

The Board will meet in closed session pursuant to Government Code section 11126, subdivision (a)(1), to conduct the annual performance evaluation and consider the salary of its Executive Officer.

12.0 Adjourn or recess to November 15, 2022, if necessary

Tuesday, November 15, 2022 – 9:00 a.m. Board Meeting

- 1.0 Call to order, roll call, and establishment of a quorum**
- 2.0 General instructions for the format of a teleconference call**
- 3.0 Continue with unfinished agenda items from November 14, 2022, if necessary**
- 4.0 Closed Session, if necessary**
- 5.0 Adjournment, if necessary**

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>.

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

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: 711, or (800) 735-2929 (TTY) California Relay Service: (800) 735-2922 (Voice).) Providing your request at least five (5) business days before the meeting will help to ensure the availability of the requested accommodation.