



Board Meeting Notice and Agenda
Public Board Meeting
****Meeting will be held via WebEx****

- DATE:** Wednesday, November 18, 2020 - Friday, November 20, 2020
- TIME:** 9:00 a.m. – 5:00 p.m. or Until Completion of Business
- *EXECUTIVE ORDER:** Waiver of Bagley-Keene Restriction on Teleconferenced Meetings Related to Declared Emergency -- (Executive Order N-29-20, March 17, 2020, paragraph 11.)

Important Notices to the Public:

If you wish to participate or observe the meeting, you can access the meeting via BVNPT

Wednesday, November 18, 2020, WebEx Link: TBD

Thursday, November 19, 2020, WebEx Link: <https://dca-meetings.webex.com/dca-meetings/onstage/g.php?MTID=e7ac756ef8743332b6f0d14d19dbda4e>

Friday, November 20, 2020, WebEx Link: <https://dca-meetings.webex.com/dca-meetings/onstage/g.php?MTID=ef87aa93792b746a0212fbf20f21c7628>

Action may be taken on any item on the agenda. The time and order of agenda items are subject to change at the discretion of the Board President and may be taken out of order. In accordance with the Bagley-Keene Open Meeting Act, all meetings of the Board are open to the public. This meeting will also be Webcast. The meeting will not be cancelled if there are technological difficulties with the webcast. The meeting may be paused or postponed if there are technical difficulties with the WebEx. Closed session is not available to the public via WebEx or webcast.

Government Code section 11125.7 provides the opportunity for the public to address each agenda item during discussion or consideration by the Board prior to the Board taking any action on said item. Members of the public will be provided appropriate opportunities to comment on any issue before the Board, but the Board President may, at his or her discretion, apportion available time among those who wish to speak. Individuals may appear before the Board to discuss items not on the agenda; however, the Board can neither discuss nor take official action on these items at the time of the same meeting [Government Code sections 11125, 11125.7(a)].

Board Meeting
November 19-20, 2020

***Waiver of Bagley-Keene Restriction on Teleconferenced Meetings Related to Declared Emergency – (Executive Order N-29-20, March 17, 2020, paragraph 11.):**

Executive Order N-29-20 waives some requirements regarding the notification and access for teleconferenced public meetings. Specifically, it would allow a Board to conduct Board business via a telephonic meeting and allow the members to call in from private lines without making those numbers public or requiring the sites from which they call to be accessible to the public. One site must be posted as publicly accessible, and this public site need not include an appointed Board member.

Wednesday, November 18, 2020:

1:00 p.m. OPEN SESSION:

Board Member Information Forum Day.

Thursday, November 19, 2020

9:00 a.m. OPEN SESSION: Board Meeting Begins

1. Call to Order, Roll Call, and Establishment of Quorum – Dr. Mountain
2. Public Comment on Items Not on the Agenda.
***Note:** The Board may not discuss or take any action on any item raised during this public comment section, except to decide whether to place the matter on the agenda of a future meeting [Government Code Sections 11125 and 11125.7(a)].*
3. Petition Hearings
 - A. Petitions for Reinstatement:
 1. Avalos, Luis
 2. Blackwell (Ohnstad), Susan
 3. Byers, Christopher, with Attorney Michael Rooney
 4. Torrico, Arlene, with Attorney John Cohan
 5. Vasilev, Joana

LUNCH BREAK

CLOSED SESSION:

4. *The Board will convene in closed session pursuant to Government Code section 11126, subdivision (e)(1) to confer with legal counsel regarding pending litigation and (c)(3) to deliberate and vote on disciplinary matters.*

Adjourn Closed Session.

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5. **Return to Open Session.**

Recess until next day, Friday, November 20, 2020.

FRIDAY, November 20, 2020

9:00 a.m. OPEN SESSION: Board Meeting Begins

1. Call to Order, Roll Call, and Establishment of Quorum - Dr. Mountain.
2. Introduction of Board Member/Chair's Remarks – Dr. Mountain.
3. Introduction of Board Staff – Ms. Yamaguchi, Executive Officer.
4. **Board Meeting Minutes** – Review and Approval.
 - A. August 21, 2020. <https://www.youtube.com/watch?v=IYRqPv2DON0&feature=youtu.be>
<https://www.youtube.com/watch?v=YmmCYs2r3ms&feature=youtu.be>
<https://www.youtube.com/watch?v=K8fJzbfEUoY&feature=youtu.be>
5. **Education** - Reports, Recommendations, and Possible Actions.
Dr. Mountain, Chairperson, Ms. Amezola de Herrera, Ms. Norton, and Ms. Turner, Board Members.
 - A. Education Division Report – Ms. DeYoung.
 - I. Unitek Proposal.
 - B. Education Committee Report – Dr. Mountain.

Request to Increase Class Enrollment Size.

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 for action.

I. American Career College, Anaheim, Vocational Nursing Program.
Dr. Fairchild, Nursing Education Consultant, recommendations:
 - C. Consideration of Provisional Approval.

Please note: For the following programs, these are not NEC decisions; rather, the recommendations presented at the Executive Officer Review, the Education and Practice Committee, and/or the full Board for action.

I. Summit College, San Bernardino, Vocational Nursing Program
Ms. Silverman, Nursing Education Consultant, recommendations:

D. Request to Admit Students by Programs on Provisional Approval.

Please note: For the following programs, these are not NEC decisions; rather, the recommendations presented at the Executive Officer Review, the Education and Practice Committee, and/or the full Board for action.

I. Angeles Institute, Artesia, Vocational Nursing Program

Dr. Fairchild, Nursing Education Consultant, recommendations:

II. Gurnick Academy of Medical Arts, San Mateo, Vocational Nursing Program.

Ms. Silverman, Nursing Education Consultant recommendations:

III. Hacienda La Puente Adult Education, Vocational Nursing Program.

Dr. Fairchild, Nursing Education Consultant, recommendations:

IV. North West College, Riverside, Vocational Nursing Program.

Ms. Silverman, Nursing Education Consultant, recommendations:

V. Premiere Career College, Vocational Nursing Program.

Dr. Fairchild, Nursing Education Consultant, recommendations:

VI. University of Antelope Valley, Vocational Nursing Program.

Ms. Silverman, Nursing Education Consultant, recommendations:

6. **Executive Officer's Report** – Ms. Yamaguchi.

A. Fund Condition

B. Executive Committee Report – Dr. Mountain.

7. **Department of Consumer Affairs Update** – Ms. Holmes

LUNCH BREAK

8. **Licensing and Evaluations** – Report, Recommendations, and Possible Actions.
Ms. Carpenter, Chairperson, Vacant, Board Member

A. Licensing Division Report – Ms. Brown.

B. Licensing Committee Report – Ms. Carpenter.

9. **Legislative and Regulations** – Report, Recommendations, and Possible Actions.
Mr. Dierking, Chairperson, Ms. Carpenter, Board Member.

A. Committee Report – Mr. Dierking.

I. [AB 2028](#) (Aguiar-Curry, Gonzalez): State Agencies: meetings

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09/01/2020 Ordered to inactive file by unanimous consent.

II. [AB 2854](#) (Assembly Committee on Business and Professions):
Sunset Legislation (Default Decision)

06/23/2020 Held in Senate Committee on Business, Professions and Economic
Development.

III. [SB 1474](#) (Senate Committee on Business, Professions and Economic
Development, Low, Morrell): Business and Professions
(Extending function of Board through January 1, 2022)

09/29/2020 Chaptered by Secretary of State. Chapter 312, Statutes of 2020.

IV. Preparation for Sunset Hearings Report and Legislation (Update)

- a) Summary of Legislative Concepts for Vocational Nursing
- b) Summary of Legislative Concepts for Psychiatric Technicians

V. 2021 Rulemaking Concepts and (Update and Action)

a) [AB 2138](#) (Chiu, Low, Chapter 995, Statutes of 2018) Implementation
Reduction in barriers to employment (Update)
Review and approval of Public Comments and recommended responses
(Action)

b) Section 100 Applicant, Licensee, and Continuing Education Provider
Fee (2019) (Update)

c) Regulation Package to further increase fees effective 2022 (Update)

Board Majority Voted on 08/21/2020

d) Program Pass Rate Standards (Update)

Board Majority Voted on 08/21/2020

e) Article 5, Programs of Vocational Nursing (Update)

f) Article 4, Cosmetic Procedures by LVNs (Update)

VI. Strategic Plan: Update

- a) Psychiatric Technician Profession Name Change
- b) 2022 Legislative Conference

10. **Enforcement** – Report, Recommendations, and Possible Actions.
Mr. Maxey, Chairperson, Ms. Rubalcava, Board Member.

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- A. Enforcement Division Report – Ms. Wood.
- B. Enforcement Committee Report – Mr. Maxey.
 - I. Petitioner Hearing Schedule
 - II. Cost Recovery

11. **Board Calendar** – Ms. Yamaguchi.

12. Public Comment on Items Not on the Agenda.

Note: *The Board may not discuss or take any action on any item raised during this public comment section, except to decide whether to place the matter on the agenda of a future meeting [Government Code Sections 11125 and 11125.7(a)].*

13. Suggestions for Future Agenda Items.

14. Adjourn Meeting:

The mission of the California Board of Vocational Nursing and Psychiatric Technicians (Board) is to protect the public. Public protection is paramount to the Board and its highest priority in exercising its licensing, regulatory, and disciplinary functions. Toward this end, the Board ensures that only qualified persons are licensed vocational nurses and psychiatric technicians by enforcing education requirements, standards of practice, and by educating consumers of their rights.