

# AGENDA ITEM #16.B.1.



BUSINESS, CONSUMER SERVICES, AND HOUSING AGENCY • GOVERNOR EDMUND G. BROWN JR.

**BOARD OF VOCATIONAL NURSING & PSYCHIATRIC TECHNICIANS**  
2535 Capitol Oaks Drive, Suite 205, Sacramento, CA 95833-2945  
Phone (916) 263-7800 Fax (916) 263-7855 Web [www.bvnpt.ca.gov](http://www.bvnpt.ca.gov)



**DATE:** August 24, 2018

**TO:** Board Members

**FROM:** Faye Silverman, RN, MSN/Ed, PHN, WOCN  
Nursing Education Consultant

**SUBJECT:** Career Care Institute, Oxnard, Vocational Nursing Program – Consideration of Provisional approval, and Consideration of Request to Admit Students (Director: Meagan Jackson, Ventura, Ventura County – Private)

## **STAFF SUMMARY:**

On November 4, 2016, the Board adopted the recommendation of the Education Committee to place Career Care Institute, Oxnard, Vocational Nursing Program on provisional approval for the two-year period from November 4, 2016, through November 29, 2018. That action was taken due to the program's noncompliance with regulatory requirements relative to the eight violations discovered during the July 5 and 6, 2016, unannounced onsite inspection.

Career Care Institute, Oxnard has corrected all violations which were noted at the time of placement on provisional approval in November 2016.

The Career Care Institute, Oxnard, Vocational Nursing Program has requested consideration of early removal of provisional approval. In addition, the program has requested approval to:

- Admit one full – time eve class of 40 students beginning September 10, 2018, and graduating January 19, 2019. This is not a replacement class, this is an additional cohort, and
- Admit one full – time day class of 40 students beginning October 15, 2018, and graduating February 23, 2020. This is not a replacement class, this is an additional cohort.

## **STAFF RECOMMENDATIONS:**

1. Grant full approval for Career Care Institute, Oxnard, Vocational Nursing Program for the four - year period from August 25, 2018, through August 24, 2022, and issue a certificate accordingly.
2. Admit one full – time eve class of 40 students beginning September 10, 2018, and graduating January 19, 2019. This is not a replacement class, this is an additional cohort, and
3. Admit one full – time day class of 40 students beginning October 15, 2018, and graduating February 23, 2020. This is not a replacement class, this is an additional cohort.
4. Continue to require the program to admit no additional classes without prior approval by the Board.
5. Require the program’s requirement to comply with all approval standards in Article 4 of the Vocational Nursing Practice Act, commencing at Business and Professions Code Section 2880, and Article 5 of the California Code of Regulations, Title 16 commencing at Section 2526.
6. Continue to require the program, when requesting approval to admit students, to:
  - a. Submit all documentation in final form, using the forms provided by the Board, no later than two months prior to the requested start date for the class.
  - b. Provide documentation that adequate resources, i.e. faculty and facilities, are available to support each admitted class of students.

## **History of Prior Board Actions**

(See Attachment A for History of Prior Board Actions)

## **Enrollment**

Each class admission to the 16-month program must have prior Board approval. The pattern of admission for current classes is seen in the enrollment data table below.

The following table represents **current and projected** student enrollment based on current and proposed class starts and completions. The table indicates a **maximum enrollment of 129 students** for the period **September 2017 through October 2018**.

ENROLLMENT DATA				
CLASS DATES		# Students Admitted	# Students Current or Completed	Total Enrolled
Start	Complete			
9/11/17 (*1/13/2019)		30	24	<b>24</b>
10/9/17 (*2/10/19)		29	25	24 + 25 = <b>49</b>
9/10/18 (*1/19/19) Proposed		40	40	49 + 40 = <b>89</b>
10/15/18 (*2/23/20) Proposed		40	40	89 + 40 = <b>129</b>

\*indicates class completion date

### Licensing Examination Statistics

The following statistics, furnished by Pearson VUE and published by the National Council of State Boards of Nursing as “Jurisdictional Summary of All First-Time Candidates Educated in Member Board Jurisdiction” for the period July 2016 through June 2018, specify the pass percentage rates for graduates of the Career Care Institute, Oxnard, Vocational Nursing Program on the National Council Licensure Examination for Practical/Vocational Nurses (NCLEX-PN®).

NCLEX-PN® Licensure Examination Data			
Annual Statistics*			
Quarter	Program Average Annual Pass Rate	State Average Annual Pass Rate [CCR § 2530(I)]	Variance from State Average Annual Pass Rate
July-September 2016	76%	75%	+1
October-December 2016	67%	74%	-7
January-March 2017	72%	73%	-1
April-June 2017	72%	74%	-2
July-September 2017	72%	71%	+1
October-December 2017	79%	71%	+ 8
January-March 2018	74%	73%	+ 1
April-June 2018	77%	76%	+ 1

\*The Annual Pass Rate changes every quarter. It is calculated by dividing the number of candidates who passed during the current and previous three quarters by the number of candidates who tested during the same period. If no data is available for the relevant period, the statistic is carried over from the last quarter for which data is available.

California Code of Regulations § 2530(I) states:

“The program shall maintain a yearly average minimum pass rate on the licensure examination that does not fall below 10 percentage points of the state average pass rate for first time candidates of approved vocational nursing schools for the same period.”

This data substantiates the program’s compliance with Section 2530 (I) of the Vocational Nursing Rules and Regulations for the last eight consecutive quarters from July 2016 through June 2018.

Based on the most recent data available (April 2018 through June 2018), the program’s average annual pass rate is **77%**. The California average annual pass rate for graduates from approved vocational nursing programs who took the NCLEX-PN® Licensure Examination for the first time during the same period is **76%**. The average annual pass rate for the Career Care Institute, Oxnard, Vocational Nursing Program is **one** percentage point **above** the state average annual pass rate.

### **Faculty and Facilities**

Section 2534(d) of the Vocational Nursing Rules and Regulations states:

“For supervision of clinical experience, there shall be a maximum of 15 students for each instructor.”

The current number of Board-approved faculty totals twelve. The current Director of Nursing has 100% administrative responsibility. Based on the above information, the program has eleven instructors approved to teach clinical classes.

For a maximum enrollment of 129 students, nine instructors are needed. Therefore, faculty is adequate for the current and proposed enrollment.

Section 2534(b) of the Vocational Nursing Rules and Regulations states, in part:

“Schools shall have clinical facilities adequate as to number, type, and variety of patients treated, to provide clinical experience for all students in the areas specified by Section 2533. There must be available for student assignment, an adequate daily census of patients to afford a variety of clinical experiences consistent with competency-based objectives and theory being taught.”

Clinical sites are adequate as to number, type and variety of patients treated to enable current students to achieve the clinical objectives.

## **Other Considerations**

On November 4, 2016, the Board adopted the recommendation of the Education Committee to place Career Care Institute, Oxnard, Vocational Nursing Program on provisional approval for the two-year period from November 4, 2016, through November 29, 2018; and issued a notice to the program to identify specific area of non-compliance and requirements for correction as referenced in Section 2526.1 of the California Code of Regulations.

Since the program was placed on provisional approval different items have been put in place to enable this program to follow the regulatory requirements of the California Code of Regulations.

The program is currently following their screening and selection of students by following the required minimal admission scores for Verbal and Math exams. The program maintains an accurate list of Board approved faculty members and notifies the Board within ten days of resignation or termination of an approved faculty member. Each student has an opportunity to have clinical experience in pediatric growth and development and sick child. Each student has an opportunity to be assigned to a hospital where they observe deliveries and participate in the care of the newborn babies as well as post-partum care of the mother.

### **Recommendations:**

1. Grant full approval for Career Care Institute, Oxnard, Vocational Nursing Program for the four - year period form August 25, 2018, through August 24, 2022, and issue a certificate accordingly.
2. Admit one full – time eve class of 40 students beginning September 10, 2018, and graduating January 19, 2019. This is not a replacement class, this is an additional cohort, and
3. Admit one full – time day class of 40 students beginning October 15, 2018, and graduating February 23, 2020. This is not a replacement class, this is an additional cohort.
4. Continue to require the program to admit no additional classes without prior approval by the Board.
5. Require the program’s requirement to comply with all approval standards in Article 4 of the Vocational Nursing Practice Act, commencing at Business and Professions Code Section 2880, and Article 5 of the California Code of Regulations, Title 16 commencing at Section 2526.

6. Continue to require the program, when requesting approval to admit students, to:
  - a. Submit all documentation in final form, using the forms provided by the Board, no later than two months prior to the requested start date for the class.
  - b. Provide documentation that adequate resources, i.e. faculty and facilities, are available to support each admitted class of students.

**Rationale:** All previous violations have been corrected. This program now has adequate facilities as to number, type and variety of patients treated to enable current students to achieve the clinical objectives. Specifically, this program does have enough Maternal Child Health and Pediatric clinical sites.

Given the foregoing, approval of the program's request is recommended. Analysis of submitted data also supports the admission of the two additional cohorts.

Board staff will continue to monitor closely the program's effectiveness by tracking class admissions, resources, and the program's quarterly annual average pass rates.

Attachment A: History of Prior Board Actions.

# Agenda Item #16.B.1., Attachment A

## CAREER CARE INSTITUTE, OXNARD VOCATIONAL NURSING PROGRAM

### History of Prior Board Actions

- On November 2, 2004, the Executive Officer approved Career Care Institute, Ventura to begin a vocational nursing program with an initial class of 50 students on November 15, 2004, only. The program curriculum was approved for 1564 hours, including 588 theory, and 976 clinical hours.
- On September 16, 2005, the Executive Officer approved initial full accreditation for Career Care Institute, Ventura, Vocational Nursing Program for the period from September 16, 2005, through September 15, 2009, and issued a certificate accordingly; approved the program's request to admit a full-time daytime class of 50 students starting February 21, 2006, only, to replace students graduating February 10, 2006, and approved the program's request to admit a full-time evening class of 50 students on September 19, 2005, only.
- **On June 27, 2006, a new director was approved.**
- On August 9, 2006, the Executive Officer approved the program's request to admit a full-time class of 50 students starting January 3, 2007, only, to replace students graduating December 18, 2006.
- **On January 3, 2007, a new director was approved.**
- On April 12, 2007, the Executive Officer approved the program to admit a full-time class of 50 students, on June 4, 2007, only, replacing the class graduating May 24, 2007.
- On April 10, 2008, the Executive Officer approved the Career Care Institute, Ventura, Vocational Nursing Program to admit a full-time class of 50 students, on May 12, 2008, only, replacing the class graduating May 4, 2008.

The Executive Officer approved ongoing admissions to replace graduating classes, only, with the following stipulations:

- a. No additional classes are added to the program's current pattern of admissions without prior Board approval. The program's current pattern of admissions includes admission of two full-time classes that are each 16 months long. These classes start approximately five months apart. Each of these classes will be replaced at the time of graduation. In this pattern of ongoing admissions, there will be no more than two classes running

concurrently and no more than 50 students enrolled in each class at any given time.

- b. The director documents that adequate resources, i.e. faculty and facilities, are available to support each admitted class of students.
- On September 3, 2009, the Board approved continued full accreditation for the Career Care Institute, Ventura, Vocational Nursing Program for the period September 16, 2009 through September 15, 2013, and issued a certificate accordingly.
  - On January 7, 2010, the Executive Officer approved the Career Care Institute, Ventura Vocational Nursing Program request for ongoing admissions of full-time classes of 45 students every quarter, to replace graduating classes, beginning with classes admitted on March 1, 2010; June 28, 2010; and October 18, 2010, with the following stipulations:
    - a. No additional classes are added to the program's current pattern of admissions without prior Board approval. The program's current pattern of admissions includes admission of three (3) full-time classes that are each 16 months long. These classes start approximately three (3) months apart. Each of these classes will be replaced at the time of graduation. In this pattern of ongoing admissions, there will be no more than three (3) classes running concurrently and no more than 45 students enrolled in each class at any given time.
    - b. The director documents that adequate resources, i.e. faculty and facilities, are available to support each admitted class of students.
  - On July 17, 2013 the Executive Officer **continued** full approval of the Career Care Institute, Ventura, Vocational Nursing Program for the period September 16, 2013 through September 15, 2017, and issue a certificate accordingly; and, **continued** approval of the program's ongoing admissions of full-time classes of 45 students every quarter, to **replace** graduating classes with the following stipulations:
    - a. No additional classes are added to the program's pattern of admissions without prior Board approval. The program's pattern of admissions will include admission of one (1) class of 45 students four (4) times per year, only, admitting in February, June, September and December, to **replace** graduating classes.
    - b. The director documents that adequate resources, i.e. faculty and facilities, are available to support each admitted class of students.
    - c. The program maintains an average annual pass rate that is compliant with Section 2530 (l) of the Code.
  - **On April 21, 2016, the Board approved a new program director.**

- On July 22, 2016 the Executive Officer placed the program on the Education Committee Agenda for consideration of placement on provisional approval, and:
  - a- **Immediately rescind** approval of the program's ongoing admissions of full-time classes of 45 students every quarter, to **replace** graduating classes.
  - b- **Require** the program to admit no additional classes unless approved by the Board.
  - c- **Require** the program to correct all violations identified during the onsite inspections, and submit a report identifying implemented interventions and timelines no later than **August 12, 2016**.
- **On August 17, 2016 the Board approved a new program director.**
- On November 4, 2016, Career Care Institute, Ventura, Vocational Nursing Program was placed on provisional approval for the two-year period from **November 4, 2016**, through **November 29 2018**; and issued a notice to the program to identify specific area of non-compliance and requirements for correction as referenced in Section 2526.1 of the California Code of Regulations.
- On November 4, 2016, **Denied** the request to admit a class of 30 students commencing on October 24, 2016, expected to graduate on February 8, 2018.
- The program was required to correct existing violations identified during the onsite inspection, and submit a report providing evidence of implemented interventions, to include the following no later than **December 16, 2016**.
  - a. Implementation of the approved methodology, including timeline for admission and screening program applicants.
  - b. Implementation of the Board approved instructional plan, and evidence all faculty members have access and understand the use of the instructional plan.
  - c. Implementation of the approved attendance policy to include identification of students for whom absences are identified and assigned and completed make-up hours.
  - d. Instruction that demonstrates a correlation between theory and clinical experiences for enrolled students.
  - e. Identification and implementation of process of providing local resources for tutoring and counseling students.
  - f. Active administration by a Board - approved director.
  - g. Instructional calendar that specifies a schedule for the provision of theory and correlated clinical rotations consistent with the curriculum for enrolled students.
  - h. Identification and implementation of process of providing sufficient resources, faculty, clinical facilities, library, staff and support services, physical space, skills laboratory and equipment to achieve the program's objectives.
  - i. Implementation of the approved methodology, including timeline implementation of evaluation of student progress and performance and determine the need for remediation or removal from the program.

- j. Submission of a plan of correction that eliminates future noncompliance by reporting faculty terminations within the time prescribed by regulation.
- Require the program to admit no additional classes without prior approval by the Board.
- Require the director's to submit, under penalty of perjury, the names of all enrolled students, date of admission, placement in the curriculum, and expected date of graduation within 15 days of the commencement of a class.
- Require the program to submit a report to the Board no later than seven (7) months, but no later than **June 1, 2017**, and twenty – one (21) months, but no later than **August 1, 2018**. The report must include a comprehensive analysis of the program, specific actions taken to improve program pass rates, timeline for implementation, and the effect of employed interventions. The following elements must be addressed in the analysis.
  - a. Admission Criteria.
  - b. Screening and Selection Criteria.
  - c. Terminal Objectives.
  - d. Curriculum Objectives.
  - e. Instructional Plan.
  - f. Theory and Clinical Objectives for Each Course.
  - g. Lesson Plans for Each Course.
  - h. Textbooks.
  - i. Attendance Policy.
  - j. Remediation Policy.
  - k. Evaluations of Theory and Clinical Faculty.
  - l. Evaluations of Theory Presentations.
  - m. Evaluations of Clinical Rotations and Their Correlation to Theory Presentations.
  - n. Evaluation of Student Achievement.
  - o. Current Enrollment
- Require the program to comply with all approval standards in Article 4 of the Vocational Nursing Practice Act, commencing at Business and Professionals Code, section 2880, and Article 5 of the Board's Regulations, commencing at California Code of Regulations, Title 16, section 2526.
- Require the program to demonstrate incremental progress in correcting the violations. If the program fails to satisfactorily demonstrate incremental progress, the full Board may revoke the program's approval.
- Place the program on the Board's **November 2018** agenda for reconsideration of provisional approval.

On January 23, 2017, The Board made the following recommendations:

**Deny** the request for approval to admit one (1) full – time class of 40 students on March 13, 2017 and graduating July 5, 2018, to **replace** the class that will graduate January 26, 2016.

Require the program to correct existing identified violations identified and submit a report providing evidence of implemented interventions, to include the following no later than **April 1, 2017**.

- Identification and implementation of process of providing sufficient resources, faculty, clinical facilities (Including sick children), library, staff and support services, physical space, skills laboratory and equipment to achieve the program's objectives.
- Identification and implementation of a Teacher Assistant schedule as to ensure each teacher assistant shall work under the direction of an approved instructor. No more than one teacher assistant may be assigned to each instructor. Each teacher assistant shall assist the instructor in skills lab and clinical teaching only. The instructor to whom the teacher assistant is assigned shall be available to provide direction to the teacher assistant as needed.

Require the director to submit faculty/student clinical assignments for the following content areas for all currently enrolled students no later than **March 1, 2017**

- a. Fundamentals of Nursing.
- b. Medical Surgical Nursing.
- c. Obstetrical Nursing.
- d. Pediatric Nursing.

Continue to require the program to provide no less than one (1) instructor for every ten (10) students in clinical experiences.

Continue to require the program to admit no additional classes without prior approval by the Board.

Continue to require the program director to submit, under penalty of perjury, the names of all enrolled students, date of admission, placement in the curriculum, and expected date of graduation within 15 days of the commencement of a class.

Continue the requirement established at the November 2016 Board meeting to require the program to submit a report to the Board no later than seven (7) months, but no later than **June 1, 2017**, and twenty – one (21) months, but no later than **August 1, 2018**. The report must include a comprehensive analysis of the program, specific actions taken to improve program pass rates, timeline for implementation, and the effect of employed interventions. The following elements must be addressed in the analysis.

- a. Admission Criteria.
- b. Screening and Selection Criteria.
- c. Terminal Objectives.

- d. Curriculum Objectives.
- e. Instructional Plan.
- f. Theory and Clinical Objectives for Each Course.
- g. Lesson Plans for Each Course.
- h. Textbooks.
- i. Attendance Policy.
- j. Remediation Policy.
- k. Evaluations of Theory and Clinical Faculty.
- l. Evaluations of Theory Presentations.
- m. Evaluations of Clinical Rotations and Their Correlation to Theory Presentations.
- n. Evaluation of Student Achievement.
- o. Current Enrollment

Continue to require the program to comply with all approval standards in Article 4 of the Vocational Nursing Practice Act, commencing at Business and Professions Code, section 2880, and Article 5 of the Board's Regulations, commencing at California Code of Regulations, Title 16, section 2526.

Continue to require the program to demonstrate incremental progress in correcting the violations. If the program fails to satisfactorily demonstrate incremental progress, the full Board may revoke the program's approval.

Place the program on the November 2018 schedule for reconsideration of provisional approval.

**On August 25, 2017, The Board approved the following recommendations:**

- Approve the request for approval to admit one (1) full – time class of 30 students beginning **September 11, 2017**, and graduating January 18, 2018, to **replace** the class that graduated June 4, 2017.
- Approve the request for approval to admit one (1) **full – time class** of **30** students beginning **October 9, 2017**, and graduating February 17, 2018, to **replace** the class that will graduate September 14, 2017.
- Continue to require the program to provide no less than one (1) instructor for every ten (10) students in clinical experiences.
- Continue to require the program to admit no additional classes without prior approval by the Board.
- Continue to require the program director to submit, under penalty of perjury, the names of all enrolled students, date of admission, placement in the curriculum, and expected date of graduation within 15 days of the commencement of a class.
- As previously required by the Board, the program must submit a report to the Board no later than seven (7) months, but no later than **June 1, 2017**, and twenty – one (21) months, but no later than **August 1, 2018**. The report must include a comprehensive

analysis of the program, specific actions taken to improve program pass rates, timeline for implementation, and the effect of employed interventions. The following elements must be addressed in the analysis.

- a. Admission Criteria.
  - b. Screening and Selection Criteria.
  - c. Terminal Objectives.
  - d. Curriculum Objectives.
  - e. Instructional Plan.
  - f. Theory and Clinical Objectives for Each Course.
  - g. Lesson Plans for Each Course.
  - h. Textbooks.
  - i. Attendance Policy.
  - j. Remediation Policy.
  - k. Evaluations of Theory and Clinical Faculty.
  - l. Evaluations of Theory Presentations.
  - m. Evaluations of Clinical Rotations and Their Correlation to Theory Presentations.
  - n. Evaluation of Student Achievement.
  - o. Current Enrollment
- Continue to require the program to comply with all approval standards in Article 4 of the Vocational Nursing Practice Act, commencing at Business and Professionals Code, section 2880, and Article 5 of the California Code of Regulations, Title 16, commencing with section 2526.
  - Continue to require the program to demonstrate incremental progress in correcting the violations. If the program fails to satisfactorily demonstrate incremental progress, the full Board may revoke the program's approval.
  - Place the program on the November 2018 schedule for reconsideration of provisional approval.
  - In December 2017, the Board reviewed document for the program Career Care Institute, Ventura to change its name to Career Care Oxnard. All documents had been submitted by the program director to substantiate the name change.
  - **On January 4, 2018, the Board approved a new program director.**