

LEGISLATIVE AND REGULATIONS COMMITTEE MEETING MINUTES

March 20, 2026

**2535 Capitol Oaks Drive, Ste. 205
Administrative Conference Room
Sacramento, CA 95833
and via Webex Webinar**

**Committee Members
Present:**

Ms. Carpenter, Committee Member, Chair
Dr. Olaby, Committee Member

Staff Present:

Ms. Yamaguchi, Executive Officer
Mr. Ito, Assistant Executive Officer
Dr. McLeod, Supervising Nursing Education Consultant
Ms. Hudson, Intake & Enhancement Screening Manager
Ms. Maracino, Education Analyst
Mr. Hall, Supervising Program Technician II
Ms. Brown, Licensing Manager
Mr. Trimble, Supervising Program Technician II
Ms. Brady, Board Administrative Analyst (moderator)
Mr. Gonzales, Education Analyst
Ms. Silverman, Nursing Education Consultant
Dr. Fairchild, Nursing Education Consultant
Dr. Thomson, Nursing Education Consultant
Mr. Weiler, Administration Manager

DCA Staff Present:

Ms. Schieldge, Attorney IV, Senior Regulations Attorney
Ms. Butu, Board General Counsel

1. Call to Order & Committee Roll Call – Ms. Carpenter, Chair.

Ms. Carpenter called the meeting to order at 9:31 a.m.

Committee members introduced themselves.

2. Introduction of Staff and Counsel – Ms. Yamaguchi, Executive Officer.

Ms. Yamaguchi introduced board staff. Ms. Schieldge and Ms. Butu introduced themselves.

3. Status of 2026 Legislation – Ms. Yamaguchi, Executive Officer.

a. AB 1558 (Arambula) Uniform Emergency Volunteer Health Practitioners Act.

Ms. Yamaguchi briefly described that AB 1558 would create the Uniform Emergency Volunteer Health Practitioners Act, which could possibly help the Board to track out-of-state nurses. Currently, this bill does not directly affect the board.

b. AB 1593 (Dixon) State Agencies: Revenue: Report.

Ms. Yamaguchi reported that AB 1593 would require a state agency that imposes fees to annually report, beginning January 1, 2028, the revenue generated from such charges on the agency's website. The Board is already compliant.

c. AB 1775 (Ward) Veterans.

Ms. Brown stated that AB 1775 would provide that an individual who received a discharge from the United States Armed Forces solely as a result of federal action to restrict military service by transgender individuals would be eligible for licensing Boards to expedite their licensing processes. As BVNPT does not have a processing backlog, this bill does not greatly affect the board.

Ms. Carpenter reported that there are several bills affecting multiple agencies within the Department of Consumer Affairs (DCA). Ms. Yamaguchi replied that most of them are aimed at sunset bills for all the agencies, and some also spot bills.

d. AB 1878 (Patel) Demographic Data: Collection: Report.

Ms. Yamaguchi reported that this bill would seek to standardize the collection of demographic data by state agencies, boards, and commissions. As this bill impacts all DCA boards, BVNPT should wait for guidance from DCA leadership.

e. AB 2096 (Pacheco) Vocational Nursing: Respiratory Care.

Ms. Yamaguchi updated this bill, which was submitted by the California Association of Health Facilities. This bill seeks to repeal the language added by the Respiratory Care Board (RCB) to the Board's practice act. Ms. Yamaguchi reported that the Board is working on a more detailed analysis, which will be addressed later and will be ready for the committee to review and make a recommendation.

Ms. Schieldge expressed concern regarding the current draft of the bill. It references the scope of practice as it existed on December 31, 2022, but she is unclear about what this entails as of that date. She expressed concern that “tombstoning” the scope of practice for an LVN to December 31, 2022 (whatever that scope of practice may be as of that date since it is not completely covered in current Board regulations) would impede the Board’s ability to adopt accurate regulations and regulate to current LVN practice standards. Ms. Butu also suggested that adding allowable services to the Board’s statutes as outlined in the Respiratory Care Board’s (RCB) current regulatory proposal that Board staff seem to generally agree with (the one discussed at RCB’s November 2025 board meeting – 16 CCR Section 1399.361, Home and Community-Based Respiratory Tasks and Services) would be a good starting point.

Dr. Olaby inquired whether the board had additional restrictions as of December 31, 2022. She believes the skills mentioned in the bill are already being utilized in the respiratory tasks they were trained for.

f. AB 2140 (Johnson) Healing Arts: Reports: Claims Against Licensees.

Ms. Yamaguchi stated that AB 2140 would increase the minimum fine for a licensee claimant, or their counsel to report a settlement, judgment, or arbitration award over \$3,000 from not less than \$50 or more than \$500 to a minimum fine of \$100. Currently, this bill will affect all DCA boards if passed, and BVNPT will monitor any updates.

g. AB 2301 (Soria) Community Colleges: Baccalaureate Degree in Nursing Pilot Program.

Ms. Yamaguchi updated that AB 2301 could help create a bridge program from the Licensed Vocational Nursing (LVN) program to the Registered Nursing (RN) program. Currently, the board will be watching this bill.

h. SB 885 (Strickland) Major Regulations.

Ms. Yamaguchi reported that SB 885 would prohibit a state agency from taking final action to adopt a major regulation until the state agency prepares a standardized regulatory impact analysis and submits the analysis to the Department of Finance, submits a proposal to the Legislature recommending legislation to authorize the adoption of the major regulation and the Legislature enacts a law expressly authorizing the state agency to adopt that major regulation. Currently, this bill will affect all DCA boards if passed, and BVNPT will monitor any updates.

i. SB 903 (Padilla) Mental Health Professionals: Artificial Intelligence.

Mr. Weiler reported that there has been discussion and collaboration with Mr. Pizzotti of the California Association of Psychiatric Technicians (CAPT) about SB

903. There are concerns about the way the bill is currently drafted. Mr. Weiler has been in contact with the author and has discussed the Board's concerns. The author's office is revising the bill language to remove Psychiatric Technicians. Currently, the Board is awaiting the revised bill's release.

j. SB 991 (Menjivar) Residential Care Homes for the Elderly: Category of Citations.

Ms. Yamaguchi reported that SB 991 would require the California Department of Social Services (CDSS), when it substantiates a violation in a residential care facility for the elderly (RCFE) that constitutes abuse to categorize and cite the violation according to the specific type of abuse that has been substantiated. Ms. Yamaguchi reached out to the author's office for some clarification on the background of this bill. Currently, the board will be watching this bill.

k. SB 1032 (Reyes) Staffing Agencies: Registration.

Ms. Yamaguchi described that SB 1032 would require staffing agencies to register with the Labor Commissioner before conducting any business in this state and annually thereafter. The BVNPT has expressed concerns about agencies posting licensees to jobs without ensuring that the work assigned was within scope and appropriate supervision was provided. Currently, the board will be watching this bill.

l. SB 1123 (Wiener) Administrative Procedure Act: Major Regulations.

Ms. Yamaguchi reported that SB 1123 would require an agency to identify and calculate any offsetting benefits, impacts, or savings that might result directly or indirectly from adoption, amendment, or repeal of a regulation and factor those benefits, impacts, or savings into its economic impact estimate. Currently, the board will be watching this bill.

m. SB 1204 (Ochoa Bogh) Administrative Regulations.

Ms. Yamaguchi reported that SB 1204 would require the Office of Administrative Law (OAL) to report a disapproval and the reasons for disapproval to the Legislature within 60 days of returning a regulation to the adopting agency. Currently, the board will be watching this bill.

n. SB 1226 (Ochoa Bogh) Pupil Health: Individuals with Exceptional Needs: Respiratory Services.

Ms. Yamaguchi reported that the school nurse organization sponsored SB 1226. This bill would ensure that LVNs working under a credentialed school nurse could continue to provide respiratory services for students who need them. The Board will complete a more in-depth legislative analysis for possible discussion and a position during the next committee meeting.

Ms. Schieldge expressed her concern with removing the specific reference to authorized services performed by LVNs under a credentialed school nurse as provided in current Business and Professions Code section 3765 and making it more general. Without this specificity there could still be conflicts between the Respiratory Care Board's and this Board's scope of practice interpretations until regulations are adopted as required by Education Code section 49423.5. The bill, as drafted, does not specifically identify the LVNs as authorized providers of these medical services, which would leave this area unresolved for some time until regulations necessary to implement Education Code section 49423.5 are developed by the State Department of Education and the State Department of Health Care Services, as required by Section 49423.5. Depending on how the updates are made, the Board will need to revise the regulations governing the scope of practice to be consistent with these other agencies' interpretations, which makes it difficult for the Board to regulate the LVN scope of practice in the meantime.

o. SB 1391 (Wahab) Dept. of Consumer Affairs: Retired Category Licenses.

Ms. Yamaguchi reported that SB 1391 would require any board that offers a retired category of licensure to disclose that information on its internet website. Currently, the board will be watching this bill.

4. 2026 Regulations Update – Ms. Yamaguchi, Executive Officer.

a. Retired Licenses.

Ms. Yamaguchi updated that the board is currently reviewing several items before it can move forward with the retired license packages. Ms. Yamaguchi also reported that the board has been unable to find an author for the legislative language this year.

b. Article V: Education.

Ms. Yamaguchi reported that the Nursing Education Consultants (NEC) and Ms. Schieldge have worked diligently to compile the necessary information. Currently, the board has decided to postpone discussions about the scope of practice until the legislative bills and RCB regulations become clearer.

c. School Cite and Fine.

Ms. Yamaguchi advised the Education Division does not currently have enough resources to develop this rulemaking package and will re-evaluate this later in the year.

Ms. Carpenter asked whether any other DCA boards had citation and fine regulations. Ms. Schieldge replied that the Bureau for Private Postsecondary Education (BPPE) has cite and fine regulations and she sent a copy over to the board's staff. It is up to the board on how they would like to address the cite and fine regulations, but they can definitely use some ideas from BPPE.

5. Strategic Plan – Ms. Yamaguchi, Executive Officer.

Ms. Yamaguchi provided an update on the strategic plan for 2025-2030, which includes objectives related to legislation, regulations, and educational outreach. The board has been actively working on several of these goals, and Ms. Yamaguchi expressed her desire to dedicate more time to the strategic plan in the future.

6. Suggestions for Future Agenda Items – Ms. Carpenter, Chair.

Ms. Carpenter stated she is looking forward to an update on the bills.

7. Schedule Next Legislative and Regulation Committee Meeting.

The next committee meeting was scheduled for April 14, 2026, at 10:00 a.m.

8. Adjourn Meeting

The meeting was adjourned at 10:24 a.m.