



Agenda Item 6.0

BRN Future Priorities and Proposals for Review and Possible Action

BRN Board Meeting | February 28-29, 2024

BRN Future Priorities February 28-29, 2024

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BOARD OF REGISTERED NURSING
Agenda Item Summary

AGENDA ITEM: 6.1
DATE: February 28-29, 2024

ACTION REQUESTED: Update on regular rulemaking package to modify California Code of Regulations (CCR), Title 16, Section 1452 regarding Continuing Education Requirement Exemptions and Section 1426 regarding Required Curriculum

REQUESTED BY: Loretta Melby RN, MSN
Executive Officer, California Board of Registered Nursing

BACKGROUND: **16 CCR 1452 Update**
In California, Registered Nurses (RN) are required by law to complete 30 contact hours of continuing education (CE) every two years to maintain an active license. Passage of [Assembly Bill \(AB\) 1407 \(Burke, Chapter 445, Statutes of 2021\)](#) created a mandate for Board licensees to complete one hour of implicit bias training as part of their CE requirement.

Starting January 1, 2023, a licensee still within the first 2 years of holding their license, immediately following their licensure, must complete one hour of direct participation in an implicit bias course offered by a CE provider that has been approved by the Board. Existing law, as outlined in Business and Professions Code Section 2811.5(h), grants the Board discretion to provide exceptions to continuing education requirements for specified licensees if it wishes to do so. At the November 2022 Board meeting, members voted to not provide an exception to the implicit bias training requirement.

At the February 2023 Board meeting, members adopted proposed regulatory text that amended 16 CCR 1452 to clarify no exemptions would be provided for implicit bias training. Board members directed staff to prepare and submit the regular rulemaking file. Board members also authorized the Executive Officer to complete the rulemaking and adopt the proposed regulatory text as noticed if no adverse comments were received during the 45-day comment period and no hearing was requested.

The initial rulemaking package was published for a 45-day public comment period from November 17, 2023 – January 4, 2024. No comments were received, and no hearings were requested. The final rulemaking package was submitted to the Office of Administrative Law on February 1, 2024.

16 CCR 1426 Update

Passage of the Board’s sunset bill, [Assembly Bill 2684 \(Berman, Chapter 413, Statutes of 2022\)](#), updated Business and Profession Code Section 2786 to state that an approved school of nursing or nursing program shall meet a minimum of 500 direct patient care clinical hours in a Board-approved clinical setting with a minimum of 30 hours of supervised direct patient care clinical hours dedicated to each nursing area specified by the Board.

The Board’s regulations at 16 CCR 1426(g)(2), state that, with the exception of an initial nursing course that teaches basic nursing skills in a skills lab, 75 percent of clinical hours in a course must be in direct patient care in an area specified in 16 CCR Section 1426(d) in a board-approved clinical setting.

At the February 2023 Board meeting, members adopted proposed regulatory text that amended 16 CCR 1426 to remove reference to the 75 percent direct patient care clinical requirement. Board members directed staff to prepare and submit the regular rulemaking file. Board members also authorized the Executive Officer to complete the rulemaking and adopt the proposed regulatory text as noticed if no adverse comments were received during the 45-day comment period and no hearing was requested.

The initial rulemaking package was published for a 45-day public comment period from December 15, 2023 – January 30, 2024. No comments were received, and no hearings were requested. The final rulemaking package is currently under review by Board leadership.

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