Advocacy

- The 5 UC APP Chiefs/Directors meet with the CA BRN Executive Officer on a quarterly basis

- California Board of Registered Nursing (CA BRN)
  - Nurse Practitioner Advisory Committee:

<table>
<thead>
<tr>
<th>Name</th>
<th>Classification</th>
<th>Appointment Date</th>
<th>Term Expiration</th>
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<tbody>
<tr>
<td>Samantha Gambles Farr</td>
<td>Nurse Practitioner</td>
<td>February 9, 2021</td>
<td>February 28, 2025</td>
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<tr>
<td>Edward Ray, MD, PACS</td>
<td>Physician</td>
<td>March 10, 2021</td>
<td>February 28, 2025</td>
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<td>Andrea Espinosa, MD</td>
<td>Physician</td>
<td>February 9, 2021</td>
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<tr>
<td>Betha Schinelle, NBA, MPH</td>
<td>Public Member</td>
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</table>

- Submit a public comment: BRN.NEWAC@dca.ca.gov
- Attend a meeting: https://www.rn.ca.gov/consumers/meetings.shtml

- California state representative
  - Find contact information: https://findyourrep.legislature.ca.gov/
In September 2020, Governor Gavin Newsom signed Assembly Bill (AB) 890 (Wood, Chapter 265, Statutes of 2020) into law which created two new categories of Nurse Practitioners (NP) that can function within a defined scope of practice without standardized procedures.

These new categories of NPs are:

- **103 NP** - This NP works in a group setting with at least one physician and surgeon within the population focus of their National Certification.
- **104 NP** - This NP may work independently within the population focus of their National Certification.

**Imbedded in this law is Title 16 Section 1487: Approval & Order of Adoption - Categories and Scope of Practice of Nurse Practitioners**
Except when working in facilities under the Department of Corrections and Rehabilitation, a nurse practitioner engaged in providing healthcare services shall do all of the following:

- (a) Prominently post a notice, in at least 48-point Arial font, in a conspicuous location accessible to public view on the premises where the nurse practitioner provides the healthcare services, containing the following information:

  NOTICE
  Nurse practitioners are licensed and regulated
  by the Board of Registered Nursing
  (916) 322-3350
  www.rn.ca.gov

- (b) Verbally inform all new patients in a language understandable to the patient that a nurse practitioner is not a physician and surgeon. For purposes of Spanish language speakers, the nurse practitioner shall use the standardized phrases “enfermera especializada” or “enfermero especializado.”

- (c) Advise patients that they have the right to see a physician and surgeon on request and the circumstances under which they must be referred to see a physician and surgeon.
Section (a)

Prominently post a notice, in at least 48-point Arial font, in a conspicuous location accessible to public view on the premises where the nurse practitioner provides the healthcare services, containing the following information:

- OAPP is ensuring posting of a notice will be visible to consumers
- No additional signage is required by your department or clinic
Section (b)

Verbally inform all new patients in a language understandable to the patient that a nurse practitioner is not a physician and surgeon. For purposes of Spanish language speakers, the nurse practitioner shall use the standardized phrases “enfermera especializada” or “enfermero especializado”

- Ask of UCSF Nurse Practitioners:
  - Verbally state to all new patients: "I am a nurse practitioner, not a physician or surgeon." If the patient prefers Spanish: “enfermera especializada” or “enfermero especializado”

- Consider adding one or two lines of clarification for the patient:
  - "I am licensed and certified to evaluate and treat your medical needs."
  - "I have the training and experience to care for your healthcare needs."
  - "I have been practicing in _______ specialty for __ years and have the experience to care for your needs." (suggested if you have been practicing in the specialty for 5 or more years)
Section (c)

Advise patients that they have the right to see a physician and surgeon on request and the circumstances under which they must be referred to see a physician and surgeon.

- Addition to Terms and Conditions (aka TACO) that all new patients sign
Section (c)

Advise patients that they have the right to see a physician and surgeon on request and the circumstances under which they must be referred to see a physician and surgeon.

- **Work in progress:**
  - Standardized scripting for all scheduling staff on Advanced Practice Provider roles
  - Scheduling staff to notify all new patients what provider type they are seeing
Department Responsibility

- Dissemination of these slides to NPs
- Inform Nurse Practitioners of Section (b)
  - Verbally state to all new patients: "I am a nurse practitioner, not a physician or surgeon." If the patient prefers Spanish: "enfermera especializada" or "enfermero especializado"
- No need for additional department-specific signage
Frequently Asked Questions

- Does this need to be documented in any note? This law does not mandate documentation, but as with all patient encounters...if it is not documented, then it did not happen.

- Does this pertain to CRNAs, Midwives, or PAs? This law is specific to NPs. However, standard of practice is for all APPs to introduce themselves with their title and role within the team.

- How is this enforceable? Any patient/consumer/public complaint, grievance, or lawsuit.

- What if that patient/legal guardian wants to see a physician or surgeon?
  - Outpatient: reschedule with physician. We encourage NPs to document: "Patient refused care with a nurse practitioner and was referred to scheduling." OAPP is attempting to mitigate this scenario with standardized scripting for schedulers.
  - Inpatient: The patient would see a physician as indicated based on urgency of need.
Frequently Asked Questions

- How is this change being communicated to medical directors and physician leadership? OAPP meeting with physician leadership

- What if the patient is unconscious, nonverbal, or otherwise unable to acknowledge verbal notification? The standard of practice is to treat the patient. If the patient has an advanced directive, abide by that and communicate to the medical decision maker
If you want to advocate...

- **California Board of Registered Nursing (CA BRN)**
  - Nurse Practitioner Advisory Committee:
    
    | Name                                | Classification | Appointment Date | Term Expiration |
    |-------------------------------------|----------------|------------------|-----------------|
    | Samantha Gambles Farr, RN, MSN, FNP-C, CCRN, RNFA - Chair | Nurse Practitioner | February 9, 2021 | February 28, 2025 |
    | Edward Ray, MD, FACS - Vice Chair   | Physician       | March 18, 2021   | February 28, 2025 |
    | Andrea Espinosa, MD                 | Physician       | February 9, 2021 | February 28, 2024 |
    | Jan Johnson Griffin - MSN, APRN     | Nurse Practitioner | February 9, 2021 | February 28, 2023 |
    | Kevin Maxwell, PhD, DNP, FNP-BC, RN | Nurse Practitioner | February 9, 2021 | February 28, 2024 |
    | Sally Pham, MSN, RN, FNP-BC         | Nurse Practitioner | February 9, 2021 | February 28, 2025 |
    | Betha Schnelle, MBA, MPH            | Public Member   | February 9, 2021 | February 28, 2025 |

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