



Assembly Bill 890  
Title 16 Notice to Consumers 1487

Office of Advanced Practice Providers

6/7/2023

# 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:

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 16, 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

- Submit a public comment: [BRN.NEWAC@dca.ca.gov](mailto: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/>

# AB 890: Title 16, Section 1487

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](#)

# Notice to Consumers 1487

[https://govt.westlaw.com/calregs/Document/IE75BA810882311EDBAA59DE2D18897F2?viewType=FullText&originationContext=documenttoc&transitionType=CategoryPageItem&contextData=\(sc.Default\)](https://govt.westlaw.com/calregs/Document/IE75BA810882311EDBAA59DE2D18897F2?viewType=FullText&originationContext=documenttoc&transitionType=CategoryPageItem&contextData=(sc.Default))

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**

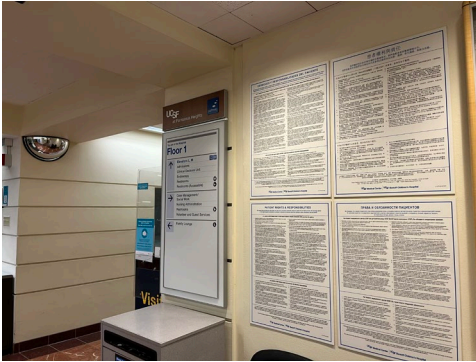
**[www.rn.ca.gov](http://www.rn.ca.gov)**

- (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



mental facility with UCSF Medical Center by writing or calling: The Patient Relations Department  
UCSF Medical Center, 350 Parnassus Ave., Suite 150, Campus Box 1299, San Francisco, CA 94144  
phone: (415) 353-1938, fax: (415) 353-8556, TTY: (415) 885-3777. You have the right to be informed  
outcome or response to your complaint or grievance within a reasonable time and without affecting  
quality of your care. The grievance committee will review each grievance and provide you with a written  
acknowledgment as well as a written resolution. The response will include the name of a contact person  
steps taken to investigate the grievance, the results of the grievance process, and the date the  
was completed. Concerns regarding quality of care or premature discharge will also be referred to the  
appropriate Utilization and Quality Control Peer Review Organization (PRO).

20. File a complaint or grievance with the California Department of Public Health (CDPH) regardless of whether  
you use the hospital's grievance process, in writing or by calling: The California Department of Public Health  
Licensing and Certification, 150 North Hill Drive Suite 22, Berkeley, CA 94705, phone: (800) 554-0353.

21. File a written privacy complaint with UCSF Medical Center, Patient Relations Department or file a privacy  
complaint externally with: The Department of Health and Human Services Office for Civil Rights, 50 7th  
Street, Suite 5-100, San Francisco, CA 94103, phone: (800) 368-1019.

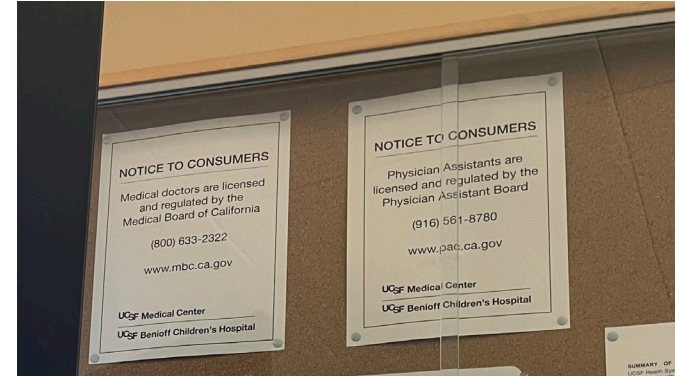
22. Contact the Joint Commission's Office of Quality and Patient Safety if you feel your concerns about patient  
care or safety have not been adequately addressed by UCSF Medical Center. Phone: (800-964-6610), email:  
complaints@jointcommission.org or write to Division of Accreditation Operations, Office of Quality and  
Patient Safety-Joint Commission One Renaissance Blvd., Oakbrook Terrace, IL 60181, Fax: 630-792-5638

or  
23. Medical Doctors are licensed and regulated under the Medical Board: 800-633-2232 or www.mbc.ca.gov  
Physical Assistants are licensed and regulated under the Physician Assistant board 916-561-8780 or  
www.paac.ca.gov

**you also have the following responsibilities:**

8. To cooperate with the members of UCSF's health care team who provide care to you.
9. To follow the treatment plan recommended by the health care provider responsible for your care. This  
includes following the instructions of the other health team members, such as nurses and physical therapists,  
whether or not you can and want to follow the treatment plan recommended for you. The most effective  
treatment is one in which all participants agree it is best and which is carried out exactly.
10. To understand how to continue your care after you leave UCSF Medical Center, including when and where  
to get further treatment and what you need to do at home to help with your treatment.
11. To accept the consequences of your own decisions and actions if you choose to refuse treatment or not  
comply with the instructions given by your health care provider.
12. To have appointments and cooperate with your health care provider if you need to cancel an appointment,  
you should do so at least 24 hours before your appointment time or within the time frame required by your  
health care provider.
13. To pay bills promptly to ensure that your financial obligations for your health care are fulfilled. Late pay-  
ments increase interest charges. You are responsible for working with your account representatives to make  
arrangements and providing the information necessary to determine how your hospital bill will be  
paid.
14. To provide UCSF with a copy of your Advance Health Care Directive if you have one.

When employed or seeking employment or patient care with UCSF Medical Center on the basis of new, sole, national, or  
international licensure or pending such licensure, identity, health status, age, sexual orientation, citizenship or status as  
a resident during a move or in a passport or expedition for which a change of name has been authorized. Any discrimination  
is prohibited by these terms.



## 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

benefits under any applicable policy or program of insurance to UC Davis Health, and authorize the payment of such benefits to UC Davis Health (including hospital insurance and unemployment compensation disability benefits otherwise payable to or on my behalf), including for emergency services, at a rate not to exceed those in the Charge Master in effect on the date of service.

**10. CONSENT TO RECEIVE MESSAGES AND CALLS:** I consent to receive messages and/or calls from, or on behalf of, UC Davis Health, at the number(s) provided during my registration process. Methods of contact may include using pre-recorded/artificial voice messages and/or use of an automatic dialing device, as applicable.

**11. NOTICE TO CONSUMERS:** Medical doctors are licensed and regulated by the Medical Board of California. For information or complaints regarding medical doctors, you may contact the Medical Board of California at (800) 633-2322 and/or online at [www.mbc.ca.gov](http://www.mbc.ca.gov). Physician Assistants are licensed and regulated by the Physician Assistant Board. For information or complaints regarding physician assistants, you may contact the Physician Assistant Board at (916) 561-8780 and/or online at [www.pab.ca.gov](http://www.pab.ca.gov). Nurse Practitioners are licensed and regulated by the Board of Registered Nursing. For information or complaints regarding nurse practitioners, you may contact the Board of Registered Nursing at (916) 322-3350 and/or online at [www.rn.ca.gov/](http://www.rn.ca.gov/). **You have the right to see a medical doctor on request.**

The Open Payments database is a federal tool used to search payments made by drug and device companies to physicians and teaching hospitals. It can be found at <https://openpaymentsdata.cms.gov>.

I have read, agreed to and received a copy of this Terms and Conditions of Service.

DATE

TIME

PATIENT SIGNATURE

PATIENT'S REPRESENTATIVE SIGNATURE / RELATIONSHIP TO PATIENT

## 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
<b>Samantha Gambles Farr, RN, MSN, FNP-C, CCRN, RNFA</b> - Chair	Nurse Practitioner	February 9, 2021	February 28, 2025
<b>Edward Ray, MD, FACS</b> - Vice Chair	Physician	March 16, 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

- Submit a public comment: [BRN.NEWAC@dca.ca.gov](mailto: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/>

**UCSF** Health  
Redefining possible.™