

**STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
BOARD OF REGISTERED NURSING
NURSING PRACTICE
COMMITTEE MEETING MINUTES**

Date: October 26, 2022

9:34 am

Start Time: 9:34

Location: **NOTE:** Pursuant to the provisions of Government Code section 11133 a physical meeting location was not provided.

The Nursing Practice Committee of the Board of Registered Nursing held a public meeting via a teleconference platform.

Wednesday, October 26, 2022 – 9:34 am – 12:45 pm Committee Meeting

9:34 am

7.0

Call to Order/Roll Call/Establishment of a Quorum

Elizabeth Woods, Chairperson, called the meeting to order at 9:34 am. All members present, except Elizabeth Woods. Quorum established at 9:35 am.

**ELC Committee
Members:**

Jovita Dominguez, BSN, RN
Dr. Mary Fagan, Ph.D., R.N., NEA-BC
Vicki Granowitz
Dolores Trujillo, RN

Absent Member:

Elizabeth Woods, RN, FNP, MSN – Chairperson

**BRN Staff
Representatives:**

Loretta Melby, RN, BSN, MSN, Executive Officer (EO)
Reza Pejuhesh, DCA Legal Attorney

9:35 am

7.1

Public Comment for Items Not on the Agenda; Items for Future Agendas

**Public Comment
for Agenda Item**

7.1:

Mary Adorno, California Association for Health Services at Home (CASAH): Explained that there is a conflict with California Department of Public Health (CDPH) and Nurse Practitioners working under protocols until transition to practice regulations are complete to implement AB 890. She asked the BRN to reach out to the legal team to confirm this.

7.2

Review and Vote on Whether to Approve Previous Meeting Minutes

7.2.1 March 24, 2022

Committee Discussion: No committee comments or questions.

Motion: **Dolores Trujillo:** Motioned to accept the Nursing Practice Committee meeting minutes from March 24, 2022 and allow BRN Staff to make non-substantive changes to correct name misspellings and/or typos that may be discovered in the document.

Second: **Mary Fagan**

Public Comment for Agenda Item No public comments.

7.2.1:

Vote:

	EW	DT	MF	VG	JD
Vote	AB	Y	Y	A	Y
<u>Key:</u> Yes: Y No: N Abstain: A Absent for Vote: AB					

Motion Passed

9:43 am

7.3

Information only: Update on the Board’s sunset bill, Assembly Bill 2684 (Reg. Sess. 2021-2022), as it relates to nursing practice.
Presented by: Loretta Melby

Committee Discussion: Dolores Trujillo opened the agenda item and introduced Loretta Melby to provide updates on the Board’s sunset bill.

Loretta Melby: Provided updates on sunset bill that impacts the Nursing Practice Committee. Including NP update, codifying NEWAC

There were no committee questions or comments.

Public Comment for Agenda Item **Christi Delemos:** Appreciates that the Board is combining applications for licensure. Requested clarification on the combination of licensure.

7.3:

Loretta Melby: Provided clarification that there will still be two separate licenses/certifications; however, there will be only one application. The next step may be combining the furnishing certifications; however, the law would have to be updated first.

9:53am

7.4

Advisory committee updates – Informational only
– **Nurse Practitioner Advisory Committee (NPAC)**
– **Nurse-Midwifery Advisory Committee (NMAC)**
– **Nurse Education and Workforce Advisory Committee (NEWAC)**
– **Advanced Practice Registered Nursing Advisory Committee (APRNAC)**

Presented by: Loretta Melby

Committee Discussion: Dolores Trujillo opened the agenda item and introduced Loretta Melby to provide updates on the NPAC.

Loretta Melby: Stated that there is an NPAC meeting on November 1, 2022, and there are not may updates since the last Nursing Practice Committee meeting as NPAC has not met since the last meeting. Also stated that BRN is currently in the 45-day public comment period for the AB 890 regulations. Provided an update on the NEWAC meeting held on July 28, 2022 where the committee discussed the CCR 1410 regulations update and set meeting dates for the upcoming year. Further explained that NMAC held a meeting on August 9, 2022, where the committee discussed updates to CCR 1463. The last update was on the APRNAC which held a meeting on September 22, 2022.

Public Comment for Agenda Item 7.4: **Dr. Sarah Giron, PhD, CRNA:** Thanked Loretta Melby for clarification about the RN pre-requisites for CRNA applicants. She asked how long the regulatory change would take.

Loretta Melby: Explained that a regulatory package typically takes a year or two.

7.5 Discussion and possible action: Regarding development of regulations for Clinical Nurse Specialists (CNS) and Certified Registered Nurse Anesthetists (CRNA).
Presented by: Loretta Melby

Committee Discussion: Dolores Trujillo opened the agenda item and introduced Loretta Melby to provide context on the need to develop regulations for CNS and CRNA.

Loretta Melby: Provided history that there has been no additional guidance since 1998 for CRNAs and 1997 for CNSs. Explained that this becomes problematic for academia and issuance of licenses.

There was no committee questions or comments.

Public Comment for Agenda Item 7.5: **Chris Gill, National Board of Certification and Recertification of CRNAs (NBCRNA):** Thanked the committee and offered his support and the support of his counterpart, Brett Morgan, Senior Director of Practice at American Association of Nurse Anesthetists. Explained that they offer their services to assist with CRNA practice or regulation issues.

Roxanne Gould, CACNS: CACNS has drafted regulations and would like to partner with the BRN on these regulations.

Melanie Rowe, Practice Director for CACRNA: Looks forward to working with the BRN to reflect the current practice.

Michelle Fedre Riingen, Dean and Point Loma: Stated that she is happy to hear that BRN is looking at regulations and asked the Board to look at current applicants and requests that current applicants not be placed on hold.

Jeannie Meyer, President of CACNS: Stated that CACNS already drafted regulations and is ready to work with the Board and is happy to work with academic institutions.

Motion: Dolores Trujillo: Motioned to approve the development of regulations for CNSs and CRNAs and direct staff to take all steps necessary to begin the rulemaking process.

Second: Vicki Granowitz

Vote:	EW	DT	MF	VG	JD
	AB	Y	Y	Y	Y
<u>Key:</u> Yes: Y No: N Abstain: A Absent for Vote: AB					

Motion Passed

10:25am

7.6

Discussion and possible action: Regarding updates to Business and Professions Code section 2830.6 to amend the name of the national certifying body for CRNAs.

Presented by: Loretta Melby

Committee Discussion: Dolores Trujillo opened the agenda item and turned it over to Loretta Melby who provided context on the need to update section 2830.6 of the Business and Professions Code to amend the name of the national certifying body for CRNAs.

There was no committee questions or comments.

Public Comment for Agenda Item 7.6: **Melanie Rowe, CRNA and Practice Director for CACRNA:** Agree with the recommendation and appreciates the changes.

Motion: Vicki Granowitz: Motioned to approve updating Business and Professions code section 2830.6 to amend the name of the national certifying body for CRNAs. Delegate authority to the Executive Officer to work with legislative staff to amend statute, including making any technical or non-substantive changes required.

Second: Dolores Trujillo

Vote:	EW	DT	MF	VG	JD
	AB	Y	Y	Y	Y
Key: Yes: Y No: N Abstain: A Absent for Vote: AB					

Motion Passed

10:31 am

7.7

Discussion and possible action: Regarding the annual review of the role and continuation of the APRNAC.

Committee Discussion: **Loretta Melby:** Provided a summary of the role of the APRNAC and explained that the BRN has been very honest about the future of this committee and there are stakeholders in support of continuing this committee and other stakeholders in support to create the new advisory committees for CNS and CRNAs.

Dolores Trujillo: Asked if there is opportunity for the current CNS and CRNAs to move into the new committees.

Loretta Melby: Stated that would be optimal as they have experience and have the history and could mentor new members.

Vicki Granowitz: Asked how the public process will be involved with the new committee.

Loretta Melby: Explained that they would follow the same path as the NPAC and NMAC and provided a summary of the public input process of those committees. Further explained the regulations process and how the public is involved.

Vicki Granowitz: Explained that she comes from the land use process and commended the BRNs process as it is extensive and will provide ample opportunity for public input. Also stated that she was going to ask about the comments raised

After public comment

Dolores Trujillo: Asked if there is overlap between the APRNAC and the other committees.

Loretta Melby: Explained that yes, there is overlap with the current NPAC and NMAC and that is why the Board voted to XXXX. On the APRN census model, the BRN would be above and beyond that recommendation. Further explained that if the Board has flexibility to reestablish the APRNAC in a year if deemed necessary. Explained that

the Nursing Practice Committee should be the avenue where all APRNs come together.

Dolores Trujillo: Stated that it would seem that if the current members move over to the new committee, additional training will have to occur for APRNAC.

Loretta Melby: Explained that if APRNAC stay, she would request that the CNS and CRNA members go to the new advisory committees, and we would they recruit for those vacancies for the APRNAC.

Mary Fagan: Asked if there is there a possibility that all four groups could do a joint meeting or would that be a violation of the Bagley Keene Open Meetings Act. She stated that she can see a conflict with different members sitting on the APRNAC.

Loretta Melby: Explained that NMAC and NPAC have a meeting scheduled to deal with disciplinary guidelines because it is a joint issue in common. It is possible to have an annual meeting with all four committees.

Mary Fagan: Asked if that can be incorporated into the motion.

Loretta Melby: Stated that it can be incorporated into the motion.

Mary Fagan: Stated that she is interested in hearing from the public members.

Reza Pejuhesh: Wanted to touch on the scope of the APRNAC and remind the committee that when the NPAC/NMAC was created and at that time APRNAC was focused on all groups but then NP and CNMs were carved out. Stated that he would assume that if the new groups were formed, they would also be carved out so then the scope of the APRNAC would be only issues that impact all groups. The big question is how much affects all APRN groups that would justify an entire committee.

**Public Comment
for Agenda Item**

7.7:

Cheryl Goldfarb-Greenwood: Submitted a joint letter in 2021 from all four APRNs advocating for the APRNAC and continues to advocate for this committee. Stated that she hopes that the new committees can be created and still maintain the APRNAC

Elizabeth Bamgbose, CRNA – President of CANA Agrees with previous commenter to keep APRNAC as well as creation of the new committees which will ensure the profession moves forward in unity.

Christi Delemos: Agrees with the last commentor and would like to see APRNAC continue with the addition of the other committees.

Elissa Brown, CNS member of APRNAC: Supports the continuation of this committee. Further states that the national model states that BONs should have an APRNAC that represents all APRN specialties.

Jeannie Meyer: Explained that this committee is a benefit, and she has seen the collaboration and support that comes out of it. She would like to see this committee to continue

Motion: **Dolores Trujillo:** Motioned to sunset the APRNAC and develop two new advisory committees for CNSs and CRNAs.

Second: **Mary Fagan**

Vote:	EW	DT	MF	VG	JD
Vote	AB	Y	Y	Y	Y
<u>Key:</u> Yes: Y No: N Abstain: A Absent for Vote: AB					

Motion Passed

The committee took and planned break from 11:30 am – 12:15 pm. Meeting restarted at 12:19 and a quorum was established (Dolores Trujillo, Jovita Dominguez, Vicki Granowitz) Mary Fagan and Elizabeth Woods Absent. Mary Fagan rejoined meeting at 12:29 pm

12:20pm

7.8

Information only: Update from the Department of Consumer Affairs, Office of Professional Examination Services (OPES), regarding occupational analysis mandated under Business and Professions Code section 2837.105.

Committee Discussion: Dolores Trujillo opened the agenda item and turned it over to Loretta Melby who read the statute pertaining to the OPES review. Loretta then introduced Heidi Lincer and Tracy Montez.

Tracy Montez: Explained that she will have an extensive presentation in November. OPES will be releasing the November report to the public today.

Heidi Lincer: Stated that she's happy to finish the work on the project and had a good working relationship with the BRN who was cooperative in all aspects. Reiterated that there is an extensive presentation during the November 1, 2022, NPAC meeting and at the November 14-15, 2022, Board meeting. Provided a brief summary that OPES felt that the competency exams that exist are sufficient and that a supplemental

exam is not needed and that the exams undergo periodic review. Also stated that the report will have recommendations to the BRN on the transition to practice.

Loretta Melby: Explained that this will go to NPAC on November 1, 2022, where we will get the NPAC recommendations that will be presented to the Board on November 14-15, 2022.

Public Comment for Agenda Item 7.8: **Shari Clark:** NP who practices in orthopedics or aesthetics. Asked if her surgeons/MDs that she has worked with in the past be able to sign off on my hours for transition to practice for the 104 route in 2023.

Cynthia Jovanov, President CANP: Applauded the OPES team for completing the report well before the deadline. Supports that a supplemental report is not necessary; however, she stated that she is concerned with the recommendation of mentoring in the transition to practice. Further stated that she looks forward to the more in-depth presentation at the NPAC meeting

Merry, member of CANP and SEIU: Thanked the BRN and OPES. Wanted to confirm the physicians were contacted for input regarding transition to practice.

Leslie Blomquist, President CANP Tulare Chapter: Thanked the OPES that a supplemental report is not necessary. Would like more clarity on who was solicited for the transition to practice recommendation.

Nancy Trego, NP: Agrees with the prior commentors and would like to know with the OPES made a recommendation on the transition to practice.

Kathy Hughes, SEIU: Appreciates the work and the OPES recommendation that a supplemental exam is not needed. However, she does have concerns with the mentoring recommendation.

Mitchell Erickson: Reiterates the appreciation for the work of the OPES and agrees with the previous comments about the scope of the OPES.

Eileen Kelleher: Stated that she hopes that NPs have input into the OPES report

Christi Delemos: Stated that she has concerns with the acute care as it is no longer available. Asked if she is folding in the current acute care NPs into the current model.

Dolores Trullijo, adjourned the meeting at 12:45 pm.

Submitted by:

A handwritten signature in blue ink that reads "Loretta Melby".

Loretta Melby, RN, BSN, MSN
Executive Officer
Nursing Practice Committee
California Board of Registered Nursing

Accepted by:

A handwritten signature in black ink that reads "Elizabeth Woods".

Elizabeth Woods, RN, FNP, MSN
Chairperson
Nursing Practice Committee
California Board of Registered Nursing