

BOARD OF REGISTERED NURSING
Agenda Item Summary

AGENDA ITEM: 6.1
DATE: November 14-15, 2022

ACTION REQUESTED: Consideration of issues raised in public comments and adoption of possible amendments to pending rulemaking entitled Categories and Scope of Practice of Nurse Practitioners (AB 890) (16 CCR 1480, 1481, 1482.3, 1482.4, and 1487).

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

BACKGROUND: 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 (NPs) that could function within a defined scope of practice without standardized procedures. The bill also defined education, training, national certification, regulatory, and medical staff governance requirements for these two NP categories.

The Board conducted widespread outreach and engagement over the past couple of years to develop the proposed regulatory language to implement AB 890. Extensive input was received from Board members, advisory committee members, and community stakeholders. For more information on the activities that have taken place since AB 890 was signed into law, please refer to page 3 of the [Initial Statement of Reasons](#) of the Regular Rulemaking Package.

After many discussions and several rounds of amendments, the Board approved a final version of the proposed text at their May 2022 Board Meeting and delegated authority to the Executive Officer to prepare the rulemaking file.

Following review and approval by the Director of the Department of Consumer Affairs and the Secretary of the Business, Consumer Services, and Housing Agency, the proposed regulations were noticed on September 16,

2022, for a 45-Day public comment period that concluded on November 1, 2022. The rulemaking package is available on the Board website: [Categories and Scope of Practice of Nurse Practitioners \(AB 890\)](#).

The Board received 52 letters and emails during the comment period. The Board did not receive any requests for a public hearing. Board staff, in consultation with DCA Legal, are now asking for your consideration of the comments and approval of the proposed responses to public comments received from the parties who submitted letters.

NEXT STEPS:

Approve the proposed responses to public comments with any edits deemed necessary. Direct staff to take all steps necessary to complete the rulemaking process, authorize the Executive Officer to make any technical or non-substantive changes to the proposed regulation, and adopt the proposed regulation either as described in the proposed text or with any potential amendments, if no relevant, adverse comments are received within a modified text comment period.

FISCAL IMPACT, IF ANY: Staff estimates that there will be no fiscal impact to the Board.

PERSON TO CONTACT:

Marissa Clark
Chief of Legislative Affairs
California Board of Registered Nursing
Email: Marissa.Clark@dca.ca.gov