



CANA Spring Meeting 2022

CALIFORNIA LEGISLATIVE & PRACTICE DIVISION UPDATE

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CANA PRACTICE DIVISION

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CANA PRACTICE DIVISION ONGOING INITIATIVES

Monitoring of BRN/ DBC/ MBC meetings

APRN Advisory Committee to the BRN Advance Practice Member

- Thank you to Karyn Karp and Sandra Bordi

AANA Committees and Task Forces

- Dental/ AA/ Pain Management

Promote CANA's professional benefits to future CRNA.

Coordination with GRC, Communication & PR Committees, Political Solutions and Mayer Brown



CANA

CALIFORNIA ASSOCIATION OF NURSE ANESTHETISTS



HOW A BILL BECOMES A LAW





2022 BUDGET OVERVIEW

\$42.9 Billion

Of the surplus budget is discretionary.

94% of the surplus is expected to go to one-time allocations.

\$33.5 Billion

LAO estimates the Governor this surplus w/in the school & community college budget to allocate to discretionary purposes.

\$37.1 Billion

- In the Total Reserves
- This includes \$23.3 billion in the Rainy Day Fund
- LAO recommends the Legislature build more reserves than proposed in the May revise.
- Additional reserves can help the state address either future SAL requirements or a budget problem resulting from a recession.





\$39 BILLION

- Via these two surpluses, \$39 billion is allocated to meet the state appropriations limit (SAL).
- SAL constrains how the Legislature can use revenues that exceed a specific threshold.
- However, the Governor leaves \$3.4 billion in unaddressed SAL requirements in 2022-23.
- LAO estimates that the state may face an additional SAL requirement of over \$20 billion in 2023-24.
- The Governor's May Revision does not have a plan to address this.
- As a result, the state would very likely face a significant budget problem next year, which could require reductions to programs.

ONE TIME EXPENDITURES

- \$65 million bonus for courts to implement the "Care Court" program to provide and incentivize homeless people into treatment
- \$9.5 billion to fight climate change over the next few years
 - \$5.2 billion to keep the lights on
 - \$1 billion for residential solar
- \$1.6 billion in additional relief outlay



GANN LIMIT

CA Prop 4 (1979) was approved by voters with the goal of keeping state and local government spending, including school spending, capped at 1978–79 levels, adjusted for changes in population and inflation.

If the state/local gov exceeds its limit over a two-year period, the Legislature must spend the revenue over that limit in specific ways – providing half to taxpayers and the other half to K-12 schools and community colleges.



How does the Gann Limit effect legislating?

- **The cost of public services can easily increase faster than the allowable spending cap.**
- **This puts legislators in a position where they may need to make major spending cuts outside of K-14 education, such as for health care, to prevent from exceeding the Gann Limit**
- **It constrains legislator ability to advance larger policy solutions (i.e. spending for in-home care for seniors) that will likely exceed the limit.**
- **Legislators are not excluded from spending on items excluded from the limit, such as infrastructure.**
- **This is a key reason why major infrastructure proposals have been prioritized in this year's budget deliberations.**



WHAT ISSUES ARE EFFECTING CRNA DENTAL PRACTICES IN CALIFORNIA?

1

INTERPRETATION

outpatient vs dental office

2

PERMITS

anesthesia permits for CRNAs



SB 501 (2018)

ISSUE: The terms "outpatient" and "dental office" are used interchangeably in the regulations.

Implementation was set for January 2022.

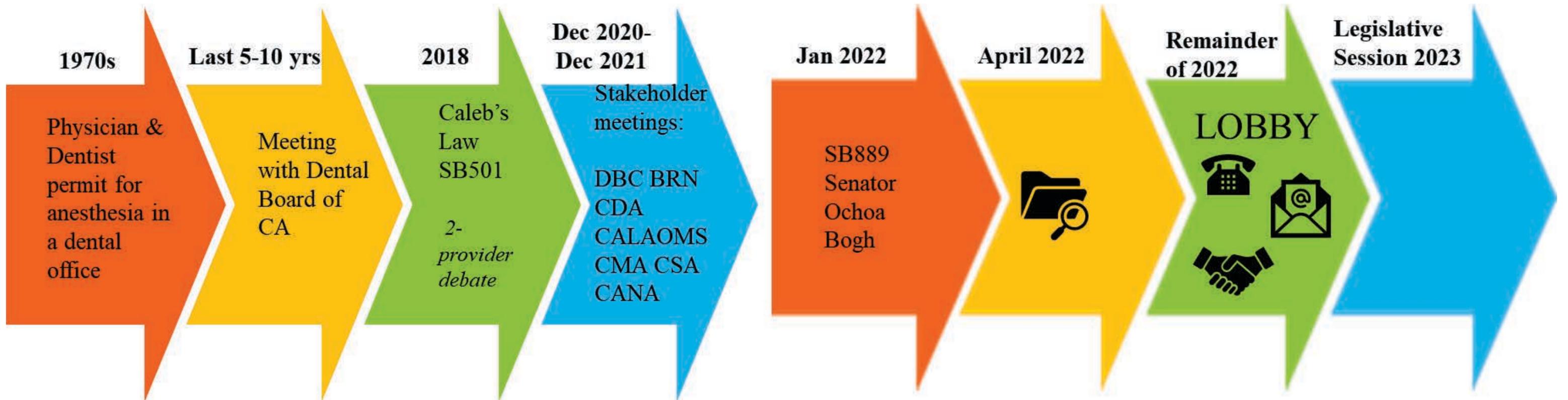
Proposed regulations published and open for comment in December 2021.

- The Dental Board of CA has interpreted the Nurse Practice Act (2827) to include the ASC setting as practice location where dentists need their own permit to order an anesthetic to be administered by a CRNA.
- Many ASCs utilize CRNAs for their anesthesia needs and do not have a permit, since they are very different than a dental office.
- ASCs are either licensed by the Dept of Public Health as a surgical clinic, accredited as an 'outpatient setting' by one of the five agencies approved by the CA Medical Board or certified as an ASC by Medicare.

General Anesthesia Permit

Legislative Progression

Dental Board of CA





AB 5 – 2019

Codified the ABC test in which all 3 requirements need to be met to classify a worker as an independent contractor and not an employee.

B2B exemption had 12 requirements.

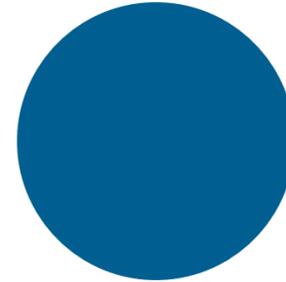
AB 2275 – 2020

Amended AB5 B2B exemptions. Intended to help non-exempted medical professionals claim B2B exemption as employees of corporations and comply with the ABC test.

Memo from CANA legal counsel on the 'member's only' side of the CANA website.

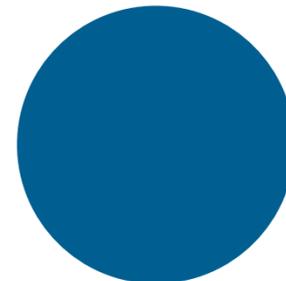


OUR BLUEPRINT



Hospital and ASC leadership need CRNA involvement:

- Committee participation
- Partnering with C-suites to communicate our value



AANA toolkits on the website

- PRACTICE subheading
- AANA Prof Practice Manual
 - **Policy Considerations:**
Clinical Privileges & Other Responsibilities of CRNAs
 - **Position Statements: CRNAs, APRNs**
- Protected titles vs. descriptors



