

6466--A

I N S E N A T E

February 13, 2012

Introduced by Sens. BONACIC, JOHNSON -- read twice and ordered printed,
and when printed to be committed to the Committee on Higher Education
-- committee discharged, bill amended, ordered reprinted as amended
and recommitted to said committee

AN ACT to amend the public health law and the education law, in relation
to the provision of certain professional services to children's camps

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY,
DO ENACT AS FOLLOWS:

- 1 Section 1. Section 1394 of the public health law is amended by adding
2 a new subdivision 3 to read as follows:
3 3. NOTHING IN SECTION SIX THOUSAND FIVE HUNDRED TWELVE OF THE EDUCA-
4 TION LAW SHALL BE CONSTRUED TO PROHIBIT A LICENSED PROFESSIONAL AS LIST-
5 ED IN TITLE EIGHT OF THE EDUCATION LAW, FROM PRACTICING HIS OR HER
6 LICENSED PROFESSION WHILE EMPLOYED BY A CHILDREN'S OVERNIGHT CAMP,
7 SUMMER DAY CAMP, OR TRAVELING SUMMER DAY CAMP, AS DEFINED IN SECTION ONE
8 THOUSAND THREE HUNDRED NINETY-TWO OF THIS ARTICLE.
9 S 2. Section 6503-a of the education law is REPEALED and a new section
10 6503-a is added to read as follows:
11 S 6503-A. EXEMPTION FOR ENTITIES PROVIDING CERTAIN PROFESSIONAL
12 SERVICES. 1. NOTWITHSTANDING ANY LAWS TO THE CONTRARY, AN ENTITY MAY
13 EMPLOY OR CONTRACT WITH A LICENSED PROFESSIONAL TO PROVIDE: (A) SERVICES
14 PROVIDED UNDER ARTICLE ONE HUNDRED FIFTY-FOUR OR ONE HUNDRED SIXTY-THREE
15 OF THIS TITLE FOR WHICH LICENSURE WOULD BE REQUIRED; OR (B) SERVICES
16 CONSTITUTING THE PROVISION OF PSYCHOTHERAPY AS DEFINED IN SUBDIVISION
17 TWO OF SECTION EIGHTY-FOUR HUNDRED ONE OF THIS TITLE AND AUTHORIZED AND
18 PROVIDED UNDER ARTICLE ONE HUNDRED THIRTY-ONE, ONE HUNDRED THIRTY-NINE,
19 OR ONE HUNDRED FIFTY-THREE OF THIS TITLE.
20 2. SUCH SERVICES MAY BE PROVIDED EITHER DIRECTLY THROUGH THE ENTITY'S
21 EMPLOYEES OR INDIRECTLY BY CONTRACT WITH INDIVIDUALS OR PROFESSIONAL
22 ENTITIES DULY LICENSED, REGISTERED, OR AUTHORIZED TO PROVIDE SUCH
23 SERVICES.
24 S 3. This act shall take effect immediately.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

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