

STATE OF NEW YORK

8343

2023-2024 Regular Sessions

IN ASSEMBLY

December 13, 2023

Introduced by M. of A. RAJKUMAR -- read once and referred to the Committee on Higher Education

AN ACT to amend the education law, in relation to authorizing certain health care professionals licensed to practice in other jurisdictions to practice in this state

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The education law is amended by adding a new section 6529-a
2 to read as follows:

3 § 6529-a. Licensed to practice in another state or territory.
4 Notwithstanding any inconsistent provision of law, any person who is
5 licensed to practice as a physician in another state or territory, who
6 is in good standing in such state or territory may provide professional
7 services within this state to persons seeking reproductive health
8 services without first being licensed pursuant to the provisions of this
9 article. Such services shall be provided only after such person applies
10 for a license pursuant to the provisions of this article, as may be
11 applicable, and demonstrates their intent to provide reproductive health
12 services by providing a letter declaring the person's intention to
13 provide such services and a letter from an employer or health care enti-
14 ty indicating that the person has accepted employment or entered into a
15 contract to provide reproductive health services, the person's start
16 date and the location where reproductive health services will be
17 provided. Such person may continue providing services pursuant to this
18 section until such time that their license or certification to practice
19 is approved or denied. Provided however, that such person shall comply
20 with all applicable licensure and regulatory requirements and shall
21 practice within the scope of their license. Provided further, this
22 section shall not apply to persons licensed in a state or territory
23 determined to have substandard or nonconforming professional licensing
24 requirements, as determined by the commissioner.

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

LBD07328-03-3

1 § 2. The education law is amended by adding a new section 6546-a to
2 read as follows:

3 § 6546-a. Licensed to practice in another state or territory.
4 Notwithstanding any inconsistent provision of law, any person who is
5 licensed to practice as a physician assistant in another state or terri-
6 tory, who is in good standing in such state or territory may provide
7 professional services within this state to persons seeking reproductive
8 health services without first being licensed pursuant to the provisions
9 of this article. Such services shall be provided only after such person
10 applies for a license pursuant to the provisions of this article, as may
11 be applicable, and demonstrates their intent to provide reproductive
12 health services by providing a letter declaring the person's intention
13 to provide such services and a letter from an employer or health care
14 entity indicating that the person has accepted employment or entered
15 into a contract to provide reproductive health services, the person's
16 start date and the location where reproductive health services will be
17 provided. Such person may continue providing services pursuant to this
18 section until such time that their license or certification to practice
19 is approved or denied. Provided however, that such person shall comply
20 with all applicable licensure and regulatory requirements and shall
21 practice within the scope of their license. Provided further, this
22 section shall not apply to persons licensed in a state or territory
23 determined to have substandard or nonconforming professional licensing
24 requirements, as determined by the commissioner.

25 § 3. The education law is amended by adding a new section 6907-b to
26 read as follows:

27 § 6907-b. Licensed to practice in another state or territory.
28 Notwithstanding any inconsistent provision of law, any person who is
29 licensed to practice as a nurse practitioner or registered professional
30 nurse in another state or territory, who is in good standing in such
31 state or territory may provide professional services within this state
32 to persons seeking reproductive health services without first being
33 licensed pursuant to the provisions of this article. Such services shall
34 be provided only after such person applies for a license pursuant to the
35 provisions of this article, as may be applicable, and demonstrates their
36 intent to provide reproductive health services by providing a letter
37 declaring the person's intention to provide such services and a letter
38 from an employer or health care entity indicating that the person has
39 accepted employment or entered into a contract to provide reproductive
40 health services, the person's start date and the location where repro-
41 ductive health services will be provided. Such person may continue
42 providing services pursuant to this section until such time that their
43 license or certification to practice is approved or denied. Provided
44 however, that such person shall comply with all applicable licensure and
45 regulatory requirements and shall practice within the scope of their
46 license. Provided further, this section shall not apply to persons
47 licensed in a state or territory determined to have substandard or
48 nonconforming professional licensing requirements, as determined by the
49 commissioner.

50 § 4. The education law is amended by adding a new section 6958-a to
51 read as follows:

52 § 6958-a. Licensed to practice in another state or territory.
53 Notwithstanding any inconsistent provision of law, any person who is
54 licensed to practice as a midwife in another state or territory, who is
55 in good standing in such state or territory may provide professional
56 services within this state to persons seeking reproductive health

1 services without first being licensed pursuant to the provisions of this
2 article. Such services shall be provided only after such person applies
3 for a license pursuant to the provisions of this article, as may be
4 applicable, and demonstrates their intent to provide reproductive health
5 services by providing a letter declaring the person's intention to
6 provide such services and a letter from an employer or health care enti-
7 ty indicating that the person has accepted employment or entered into a
8 contract to provide reproductive health services, the person's start
9 date and the location where reproductive health services will be
10 provided. Such person may continue providing services pursuant to this
11 section until such time that their license or certification to practice
12 is approved or denied. Provided however, that such person shall comply
13 with all applicable licensure and regulatory requirements and shall
14 practice within the scope of their license. Provided further, this
15 section shall not apply to persons licensed in a state or territory
16 determined to have substandard or nonconforming professional licensing
17 requirements, as determined by the commissioner.

18 § 5. This act shall take effect immediately.