

STATE OF NEW YORK

6166

2023-2024 Regular Sessions

IN SENATE

March 31, 2023

Introduced by Sen. ASHBY -- read twice and ordered printed, and when printed to be committed to the Committee on Higher Education

AN ACT to amend the education law and the state finance law, in relation to establishing the New York state preceptor stipend program

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

1 Section 1. Short title. This act shall be known and may be cited as
2 the "New York state preceptor stipend program".

3 § 2. Legislative intent. New York state health care is in crisis from
4 staffing shortages that are exacerbated by staff burnout. Quality
5 preceptorships are an essential component of clinical professional
6 development, and also a powerful tool for recruitment and retention in
7 the healthcare industry. By providing supervision during clinical prac-
8 tice and facilitating the application of theory to practice for students
9 and staff learners, preceptors can help promote self-awareness and crit-
10 ical thinking for students. That confidence and on-the-job training will
11 foster a healthy mentorship and encourage future health care profes-
12 sionals to pursue their health career in New York state. Preceptor-
13 ships, however, are a time-consuming commitment and health care workers
14 in New York state are hard-pressed to add more to their plates. A
15 stipend program would incentivize health care professionals to be
16 preceptors and take on the responsibility of training future health
17 professionals.

18 § 3. The education law is amended by adding a new section 6505-e to
19 read as follows:

20 § 6505-e. New York state preceptor stipend program. 1. Program estab-
21 lished. The chief administrative officer of the office of the
22 professions shall create a "New York state preceptor stipend program"
23 for preceptor clinicians. Under such program, a stipend shall be issued
24 out of funds made available for such program pursuant to appropriation
25 from the legislature from the office of the professions account under

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

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1 section ninety-seven-nnn of the state finance law, and shall be released
2 in check form to qualified preceptor clinicians. The chief administra-
3 tive officer of the office of the professions' responsibilities shall
4 include, but not be limited to:

5 (a) Promulgating any necessary rules and regulations for the applica-
6 tion and distribution of funds;

7 (b) Creating a process to accept and subsequently register preceptor
8 clinicians into the New York state preceptor stipend program, and a
9 process to deny unqualified preceptor clinicians;

10 (c) Creating an application process whereby certain criteria and qual-
11 ifications shall be met by a preceptor clinician accepted to the
12 program; and

13 (d) Creating a revocation process for qualified clinical preceptor-
14 ships that are to be terminated.

15 2. Stipend. A resident of New York state who registers with and is
16 accepted to the program and provides preceptor instruction as part of a
17 clinical preceptorship shall be issued a stipend upon admittance into
18 the program. Such stipend shall equal five thousand dollars.

19 3. Annual review. After the program's first full year and each year
20 thereafter during the month of December, there shall be an annual review
21 conducted by the office of the professions which shall provide, but not
22 be limited to, the following:

23 (a) An audit and record of all preceptor clinicians who applied and
24 been either denied or accepted under the program; and

25 (b) A record and audit of all stipends distributed under the program.

26 4. Definitions. As used in this section, the following terms shall
27 have the following meanings:

28 (a) "Preceptor clinician" means any of the following who, without the
29 provision of any form of compensation therefor, provides a clinical
30 preceptorship or preceptorships including, but not limited to, both
31 community and in-patient facilities, during the taxable year:

32 (i) a physician licensed pursuant to article one hundred thirty-one of
33 this title;

34 (ii) a physician assistant licensed pursuant to article one hundred
35 thirty-one-B of this title;

36 (iii) a specialist assistant registered pursuant to article one
37 hundred thirty-one-C of this title;

38 (iv) a certified registered nurse anesthetist certified by the depart-
39 ment;

40 (v) a registered professional nurse licensed pursuant to section
41 sixty-nine hundred five of this title;

42 (vi) a nurse practitioner certified pursuant to section sixty-nine
43 hundred ten of this title;

44 (vii) a clinical nurse specialist certified pursuant to section
45 sixty-nine hundred eleven of this title; or

46 (viii) a midwife licensed pursuant to article one hundred forty of
47 this title.

48 (b) "Clinical preceptorship" means a preceptorship for a student
49 enrolled in a New York state based educational program approved pursuant
50 to this title to become a physician, physician assistant, specialist
51 assistant, certified registered nurse anesthetist, registered profes-
52 sional nurse, nurse practitioner, clinical nurse specialist or midwife,
53 and which preceptorship provides preceptor instruction in family medi-
54 cine, internal medicine, pediatrics, obstetrics and gynecology, emergen-
55 cy medicine, psychiatry or general surgery under the supervision of a
56 preceptor clinician.

1 (c) "Program" means the New York state preceptor stipend program
2 created pursuant to subdivision one of this section.

3 (d) "Qualified preceptor clinician" means a preceptor clinician who
4 has qualified for the New York state preceptor stipend program pursuant
5 to the application process created pursuant to paragraph (b) of subdivi-
6 sion one of this section, and who is entitled to receive a stipend
7 pursuant to subdivision two of this section.

8 § 4. Subdivision 3 of section 97-nnn of the state finance law, as
9 added by section 90 of part A of chapter 436 of the laws of 1997, is
10 amended to read as follows:

11 3. Moneys of this account, following appropriation by the legislature,
12 shall be available to the state education department for services and
13 expenses of the office of the professions, including payment of stipends
14 under the New York state preceptor stipend program established pursuant
15 to section sixty-five hundred five-e of the education law.

16 § 5. This act shall take effect on the one hundred eightieth day after
17 it shall have become a law. Effective immediately, the addition, amend-
18 ment and/or repeal of any rule or regulation necessary for the implemen-
19 tation of this act on its effective date are authorized to be made and
20 completed on or before such effective date.