

STATE OF NEW YORK

8472--B

2025-2026 Regular Sessions

IN ASSEMBLY

May 16, 2025

Introduced by M. of A. WOERNER, PAULIN, BUTTENSCHON, McDONALD -- read once and referred to the Committee on Higher Education -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the education law, in relation to establishing a temporary practice authorization program for certain medical professionals to practice in underserved areas; and providing for the repeal of such provisions upon expiration thereof

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

1 Section 1. Section 6907 of the education law, as amended by chapter
2 994 of the laws of 1971 and as renumbered by chapter 50 of the laws of
3 1972, subdivision 2 as amended by chapter 315 of the laws of 1981,
4 subdivision 4 as amended by chapter 62 of the laws of 1989 and subdivi-
5 sion 5 as amended by chapter 110 of the laws of 1972, is amended to read
6 as follows:

7 § 6907. Limited permits. 1. Graduate nurses. (a) A permit to practice
8 as a registered professional nurse or a permit to practice as a licensed
9 practical nurse may be issued by the department upon the filing of an
10 application for a license as a registered professional nurse or as a
11 licensed practical nurse and submission of such other information as the
12 department may require to (i) graduates of schools of nursing registered
13 by the department, (ii) graduates of schools of nursing approved in
14 another state, province, or country or (iii) applicants for a license in
15 practical nursing whose preparation is determined by the department to
16 be the equivalent of that required in this state.

17 [~~2-~~] (b) Such limited permit shall expire one year from the date of
18 issuance or upon notice to the applicant by the department that the
19 application for license has been denied, or ten days after notification
20 to the applicant of failure on the professional licensing examination,

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

LBD11922-07-5

1 whichever shall first occur. Notwithstanding the foregoing provisions
2 of this [~~subdivision~~] paragraph, if the applicant is waiting the result
3 of a licensing examination at the time such limited permit expires, such
4 permit shall continue to be valid until ten days after notification to
5 the applicant of the results of such examination.

6 [~~3-~~] (c) A limited permit shall entitle the holder to practice nursing
7 only under the supervision of a nurse currently registered in this state
8 and with the endorsement of the employing agency.

9 [~~4.-Fees-~~] (d) The fee for each limited permit shall be thirty-five
10 dollars.

11 [~~5-~~] (e) Graduates of schools of nursing registered by the department
12 may be employed to practice nursing under supervision of a professional
13 nurse currently registered in this state and with the endorsement of the
14 employing agency for ninety days immediately following graduation from a
15 program in nursing and pending receipt of a limited permit for which an
16 application has been filed as provided in this section.

17 2. Temporary practice authorization program. (a) There is hereby
18 established a temporary practice authorization program for the purpose
19 of allowing the temporary practice of registered professional nurses and
20 licensed practical nurses in a county or facility designated by the
21 federal government as medically underserved. Provided, however, that an
22 individual who becomes licensed through the temporary practice authori-
23 zation program must live in New York state and commit to work for the
24 entity for which they were temporarily authorized to practice for a
25 period of no less than three years upon such applicant becoming perma-
26 rently licensed.

27 (b) Registered professional nurse or licensed practical nurse. (i) A
28 person who is currently licensed and in good standing in another state
29 or territory of the United States to practice as a registered profes-
30 sional nurse or a licensed practical nurse may be temporarily authorized
31 to practice such licensed profession pursuant to this article pending a
32 determination on licensure for which an application has been filed
33 pursuant to this article, provided: (1) such applicant has obtained the
34 endorsement of an employing health care facility that is authorized to
35 provide professional nursing services; (2) the position is located with-
36 in a county or facility designated by the federal government as
37 medically underserved; and (3) the applicant is not employed by an
38 employment agency as defined in subdivision two of section one hundred
39 seventy-one of the general business law.

40 (ii) Prior to commencing practice, the applicant and an authorized
41 representative of the employing facility shall jointly provide written
42 notice to the department, in a form and format acceptable to the depart-
43 ment that the applicant intends to practice in a county or facility
44 designated by the federal government as medically underserved and the
45 applicant shall pay a fee determined by the department. Such written
46 notification shall also include an attestation by the applicant and the
47 authorized representative of the employing facility that they have
48 reviewed the requirements for licensure in New York state and that they
49 reasonably believe such applicant to meet such requirements. Such tempo-
50 rary authorization shall only be applied for once and shall be granted
51 upon receipt of such notice and attestation and the payment of such fee
52 and shall expire in one hundred eighty days, or ten days after notifica-
53 tion that the applicant does not meet the qualifications for licensure
54 as a registered professional nurse or licensed practical nurse, whichev-
55 er shall occur first.

1 (iii) The department may deny an application submitted pursuant to
2 this section if the department determines that the employing facility
3 demonstrates a pattern of endorsing applicants for temporary authori-
4 zation who cannot become fully licensed because they do not meet the
5 requirements for licensure.

6 3. Any person practicing as a registered nurse or licensed practical
7 nurse in New York state pursuant to this section shall be subject to the
8 personal and subject matter jurisdiction and disciplinary and regulatory
9 authority of the board of regents as if such person is a licensee and as
10 if the temporary authorization pursuant to this section is a license.
11 Such person shall comply with applicable provisions of this title and
12 the rules of the board of regents relating to professional practice,
13 professional misconduct, disciplinary proceedings and penalties for
14 professional misconduct. Failure to adhere to the notification
15 provisions of this section may be considered unauthorized practice
16 pursuant to section sixty-five hundred twelve of this title.

17 § 2. Section 6525 of the education law, as added by chapter 987 of the
18 laws of 1971, paragraph 1 of subdivision 1 as amended by chapter 133 of
19 the laws of 1982 and subdivision 4 as amended by chapter 62 of the laws
20 of 1989, is amended to read as follows:

21 § 6525. Limited permits. 1. Physicians. Permits limited as to eligi-
22 bility, practice and duration, shall be issued by the department to
23 eligible applicants, as follows:

24 [~~1-~~] (a) Eligibility[+]. The following persons shall be eligible for a
25 limited permit:

26 [~~(1)~~] (i) A person who fulfills all requirements for a license as a
27 physician except those relating to the examination and citizenship or
28 permanent residence in the United States;

29 [~~(2)~~] (ii) A foreign physician who holds a standard certificate from
30 the educational council for foreign medical graduates or who has passed
31 an examination satisfactory to the state board for medicine and in
32 accordance with the commissioner's regulations; or

33 [~~(3)~~] (iii) A foreign physician or a foreign intern who is in this
34 country on a non-immigration visa for the continuation of medical study,
35 pursuant to the exchange student program of the United States department
36 of state.

37 [~~2-~~] (b) Limit of practice. A permittee shall be authorized to prac-
38 tice medicine only under the supervision of a licensed physician and
39 only in a public, voluntary, or proprietary hospital.

40 [~~3-~~] (c) Duration. A limited permit shall be valid for two years. It
41 may be renewed biennially at the discretion of the department.

42 [~~4-~~] (d) Fees. The fee for each limited permit and for each renewal
43 shall be [~~one hundred five dollars~~] as determined by the department.

44 2. Temporary practice authorization program. (a) There is hereby
45 established a temporary practice authorization program for the purpose
46 of allowing the temporary practice of medicine in a county or facility
47 designated by the federal government as medically underserved.

48 (b) A person who is currently licensed and in good standing in another
49 state or territory of the United States to practice medicine may be
50 temporarily authorized to practice medicine pursuant to this chapter
51 under the supervision of a New York state licensed physician, pending a
52 determination on licensure for which an application has been filed
53 pursuant to section sixty-five hundred twenty-four of this article,
54 provided: (i) such applicant has obtained the endorsement of an employ-
55 ing health care facility that is authorized by New York state law to
56 provide medical services; (ii) the position is located within a county

1 or facility designated by the federal government as medically under-
2 served; (iii) the applicant has graduated from a duly accredited school
3 of medicine located in the United States or Canada; (iv) such applicant
4 is currently board certified by a physician certification board accepta-
5 ble to the department; and (v) the applicant is not employed by an
6 employment agency as defined in subdivision two of section one hundred
7 seventy-one of the general business law.

8 (c) Prior to commencing practice, the applicant and supervising physi-
9 cian shall jointly provide written notification to the department, in a
10 form and format acceptable to the department, that such applicant
11 intends to practice in a county or facility designated by the federal
12 government as medically underserved and the applicant shall pay a fee
13 determined by the department. Such written notification shall also
14 include an attestation by the applicant and the supervising physician
15 that they have reviewed the requirements for licensure in New York state
16 and that they reasonably believe such applicant to meet such require-
17 ments. Such temporary authorization shall only be applied for once and
18 shall be granted upon receipt of such notice and attestation and the
19 payment of such fee and shall expire in one hundred eighty days or ten
20 days after notification that the applicant does not meet the qualifica-
21 tions for licensure as a physician, whichever shall occur first.

22 (d) The department may deny an application submitted pursuant to this
23 section if the department determines that the supervising physician or
24 employing organization demonstrates a pattern of endorsing applicants
25 for temporary authorization who cannot become fully licensed because
26 they do not meet the requirements for licensure.

27 (e) Any person practicing as a physician in New York state pursuant to
28 this subdivision shall be subject to the personal and subject matter
29 jurisdiction and disciplinary and regulatory authority of the board of
30 regents and the state board for professional medical conduct established
31 pursuant to section two hundred thirty of the public health law as if
32 they were a licensee and as if the authorization pursuant to this subdivi-
33 vision were a license. Such physician shall comply with applicable
34 provisions of this title, the public health law, the rules of the board
35 of regents, the state board for professional medical conduct established
36 pursuant to section two hundred thirty of the public health law, and the
37 regulations of the commissioner and the commissioner of health, relating
38 to professional misconduct, disciplinary proceedings and penalties for
39 professional misconduct. Failure to adhere to the notification
40 provisions of this subdivision may be considered unauthorized practice
41 pursuant to section sixty-five hundred twelve of this title.

42 (f) An individual who becomes licensed through the temporary practice
43 authorization program must live in New York state and commit to work for
44 the entity for which they were temporarily authorized to practice for a
45 period of no less than three years upon such applicant becoming perma-
46 nently licensed.

47 § 3. Not later than June thirtieth of the second year following the
48 effective date of this act, the commissioner of education shall provide
49 the governor, the temporary president of the senate, the minority leader
50 of the senate, the speaker of the assembly, the minority leader of the
51 assembly, the chair of the senate standing committee on higher educa-
52 tion, and the chair of the assembly committee on higher education with a
53 report of the program established by this act. Such report shall, at a
54 minimum, include the number of temporary authorizations granted by
55 region or setting and the number and rate of conversion of temporary

1 authorizations which became full licenses. The report shall be made
2 publicly available on the department of education's website.

3 § 4. This act shall take effect on the one hundred eightieth day after
4 it shall have become a law and shall expire 3 years after such effective
5 date when upon such date the provisions of this act shall be deemed
6 repealed. Effective immediately, the addition, amendment and/or repeal
7 of any rule or regulation necessary for the implementation of this act
8 on its effective date are authorized to be made and completed on or
9 before such effective date.