

STATE OF NEW YORK

1619

2025-2026 Regular Sessions

IN SENATE

January 13, 2025

Introduced by Sens. RIVERA, ADDABBO, BORRELLO, GALLIVAN, GOUNARDES, HELMING, KRUEGER, MAY, MURRAY, SALAZAR, SEPULVEDA, SKOUFIS, WEBB, WEIK -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the education law, in relation to allowing a licensed pharmacist to order and administer certain tests; and to amend part C of chapter 57 of the laws of 2022 amending the public health law and the education law relating to allowing pharmacists to direct limited service laboratories and order and administer COVID-19 and influenza tests and modernizing nurse practitioners, in relation to the effectiveness thereof

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

1 Section 1. Subdivision 7 of section 6801 of the education law, as
2 added by section 2 of part C of chapter 57 of the laws of 2022, is
3 amended to read as follows:

4 7. A licensed pharmacist is a qualified health care professional under
5 section five hundred seventy-one of the public health law for the
6 purposes of directing a limited service laboratory and ordering and
7 administering COVID-19 [~~and~~], influenza, respiratory syncytial virus
8 (RSV), pharyngitis resulting from a Group A streptococcal infection,
9 HbA1c, hepatitis C, and human immunodeficiency virus (HIV) tests author-
10 ized by the Food and Drug Administration (FDA), subject to certificate
11 of waiver requirements established pursuant to the federal clinical
12 laboratory improvement act of nineteen hundred eighty-eight.

13 § 2. Section 8 of part C of chapter 57 of the laws of 2022 amending
14 the public health law and the education law relating to allowing pharma-
15 cists to direct limited service laboratories and order and administer
16 COVID-19 and influenza tests and modernizing nurse practitioners, as
17 amended by section 1 of part P of chapter 57 of the laws of 2024, is
18 amended to read as follows:

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

LBD04152-01-5

1 § 8. This act shall take effect immediately and shall be deemed to
2 have been in full force and effect on and after April 1, 2022; provided,
3 however, that sections one, two, three, four, six and seven of this act
4 shall expire and be deemed repealed July 1, [~~2026~~ 2028].

5 § 3. This act shall take effect immediately; provided, however, that
6 the amendments to subdivision 7 of section 6801 of the education law
7 made by section one of this act shall not affect the repeal of such
8 subdivision and shall be deemed repealed therewith.