

1745

2011-2012 Regular Sessions

I N   A S S E M B L Y

January 11, 2011

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Introduced by M. of A. GUNTHER, LUPARDO, TITONE, LIFTON, PAULIN, DESTI-  
TO, JACOBS, PHEFFER, MAGNARELLI, SCHROEDER, COLTON, WEISENBERG, THIELE  
-- Multi-Sponsored by -- M. of A. BOYLAND, KELLNER, WEINSTEIN -- read  
once and referred to the Committee on Higher Education

AN ACT to amend the labor law and the state finance law, in relation to  
enacting the New York state nursing shortage correction act

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

- 1     Section 1. This act shall be known and may be cited as the "New York  
2     state nursing shortage correction act".  
3     S 2. The labor law is amended by adding a new section 211-b to read as  
4     follows:  
5     S 211-B. STATEWIDE NURSING RECRUITMENT INCENTIVE AND RETENTION PILOT  
6     INITIATIVES. THE DEPARTMENT IS AUTHORIZED, WITHIN AMOUNTS APPROPRIATED,  
7     TO AWARD FUNDING TO SCHOOLS OF NURSING, OTHER EDUCATIONAL INSTITUTIONS  
8     AND HEALTH CARE PROVIDERS TO DEVELOP PILOT INITIATIVES TO IMPROVE THE  
9     CAPACITY TO PREPARE FUTURE GENERATIONS OF ENTRY AND ADVANCED LEVEL NURS-  
10    ES. FUNDING MAY BE USED FOR:  
11     1. RECRUITMENT AND RETENTION INCENTIVES THAT EXPAND FACULTY CAPACITY;  
12     2. INITIAL COSTS RELATED TO THE DEVELOPMENT OF NEW AND/OR EXPANDED  
13    PROGRAMS, INCLUDING EQUIPMENT AND CAPITAL COSTS;  
14     3. DEVELOPMENT OF CLINICAL SIMULATION LABORATORIES IN BOTH NEW AND  
15    EXISTING PROGRAMS;  
16     4. ACADEMIC AND CLINICAL PARTNERSHIPS TO INCREASE THE USE OF EXPERT  
17    CLINICIANS TO EXPAND FACULTY CAPACITY;  
18     5. DEVELOPMENT AND EXPANSION OF NURSING EDUCATION THAT IS INTERNET-FA-  
19    CILITATED AND/OR PROVIDED THROUGH SATELLITE COURSE-WORK;  
20     6. INITIATIVES TO RETAIN RETIRING NURSING FACULTY AND THOSE EXPERT  
21    NURSES LEAVING CLINICAL PRACTICE TO FUNCTION IN EDUCATOR ROLES;  
22     7. FINANCIAL ASSISTANCE TO PREPARE NURSES FOR AN ACADEMIC CAREER; AND

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

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1 8. EARLY MENTORING PROGRAMS BETWEEN SCHOOL DISTRICTS, NURSING EDUCA-  
2 TION PROGRAMS, AND HEALTH CARE PROVIDERS TO INTRODUCE STUDENTS TO NURS-  
3 ING CAREERS.

4 S 3. The state finance law is amended by adding a new section 91-h to  
5 read as follows:

6 S 91-H. NEW YORK STATE NURSING RECRUITMENT INCENTIVE AND RETENTION  
7 ACCOUNT. 1. THERE IS HEREBY ESTABLISHED IN THE JOINT CUSTODY OF THE  
8 STATE COMPTROLLER AND THE COMMISSIONER OF TAXATION AND FINANCE AN  
9 ACCOUNT IN THE MISCELLANEOUS SPECIAL REVENUE FUND TO BE KNOWN AS THE NEW  
10 YORK STATE NURSING RECRUITMENT INCENTIVE AND RETENTION ACCOUNT.

11 2. SUCH ACCOUNT SHALL CONSIST OF ALL REVENUES RECEIVED FROM CONTRIB-  
12 UTIONS, DONATIONS AND OTHER MONEYS CREDITED OR TRANSFERRED THERETO FROM  
13 ANY OTHER FUND OR SOURCE PURSUANT TO LAW.

14 3. MONEYS OF THE ACCOUNT, FOLLOWING APPROPRIATION BY THE LEGISLATURE  
15 MAY BE EXPENDED FOR THE NEW YORK STATE NURSING RECRUITMENT INCENTIVE AND  
16 RETENTION PROGRAM. MONEYS SHALL BE PAID OUT OF THE ACCOUNT ON THE AUDIT  
17 AND WARRANT OF THE STATE COMPTROLLER ON VOUCHERS CERTIFIED OR APPROVED  
18 BY THE COMMISSIONER OF EDUCATION.

19 S 4. This act shall take effect on the first of April next succeeding  
20 the date on which it shall have become a law. Effective immediately,  
21 the addition, amendment and/or repeal of any rule or regulation neces-  
22 sary for the implementation of this act on its effective date are  
23 authorized and directed to be made and completed by the commissioner of  
24 education in consultation with the commissioner of labor on or before  
25 such effective date.