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2013-2014 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 9, 2013

Introduced by M. of A. LIFTON, JAFFEE -- Multi-Sponsored by -- M. of A. PERRY -- read once and referred to the Committee on Higher Education

AN ACT to amend the education law, in relation to certification as a clinical nurse specialist (CNS)

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 6911
2 to read as follows:

3 S 6911. CERTIFICATION AS A CLINICAL NURSE SPECIALIST (CNS). 1. FOR
4 ISSUANCE OF A CERTIFICATE TO PRACTICE AS A CLINICAL NURSE SPECIALIST
5 UNDER SECTION SIX THOUSAND NINE HUNDRED TWO OF THIS ARTICLE, THE APPLI-
6 CANT SHALL FULFILL THE FOLLOWING REQUIREMENTS:

7 (A) FILE AN APPLICATION WITH THE DEPARTMENT;

8 (B) BE LICENSED AS A REGISTERED PROFESSIONAL NURSE IN THIS STATE;

9 (C) (I) HAVE SATISFACTORILY COMPLETED AN EDUCATIONAL PROGRAM REGIS-
10 TERED BY THE DEPARTMENT INCLUDING A MASTER'S OR DOCTORAL DEGREE, OR A
11 POST-MASTER'S CERTIFICATE FROM A PROGRAM ACCEPTABLE TO THE DEPARTMENT
12 WHICH PREPARES GRADUATES TO PRACTICE AS CNSS AND WHICH IS ACCREDITED BY
13 A NATIONAL NURSING ACCREDITED BODY ACCEPTABLE TO THE DEPARTMENT, AND
14 (II) MEETS ALL OTHER REQUIREMENTS ESTABLISHED BY THE DEPARTMENT TO PRAC-
15 TICE AS A CLINICAL NURSE SPECIALIST, OR (III) HAVE RECEIVED EDUCATIONAL
16 PREPARATION DETERMINED BY THE DEPARTMENT TO BE THE SUBSTANTIAL EQUIV-
17 ALENT OF SUBPARAGRAPHS (I) AND (II) OF THIS PARAGRAPH; AND

18 (D) PAY A FEE TO THE DEPARTMENT OF FIFTY DOLLARS FOR EACH INITIAL
19 CERTIFICATE AUTHORIZING CLINICAL NURSE SPECIALIST PRACTICE AND A TRIEN-
20 NIAL REGISTRATION FEE OF THIRTY DOLLARS. REGISTRATION UNDER THIS SECTION
21 SHALL BE COTERMINOUS WITH THE CLINICAL NURSE SPECIALIST'S REGISTRATION
22 AS A PROFESSIONAL NURSE.

23 2. ONLY A PERSON CERTIFIED UNDER THIS SECTION SHALL USE THE TITLE
24 "CLINICAL NURSE SPECIALIST" OR THE DESIGNATION "CNS".

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

LBD00946-01-3

1 S 2. The provisions of this act shall not apply to any act or practice
2 authorized by any other law, rule, regulation or certification. The
3 provisions of this act shall not apply to any activity authorized,
4 pursuant to statute, rule or regulation, to be performed by a registered
5 professional nurse in a hospital as defined in article twenty-eight of
6 the public health law.
7 S 3. The commissioner of education is authorized to promulgate all
8 rules and regulations necessary for the implementation of this act.
9 S 4. This act shall take effect on the three hundred sixty-fifth day
10 after it shall have become a law.