S T A T E O F N E W Y O R K

7559

I N S E N A T E

May 15, 2014

Introduced by Sen. RIVERA -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the public health law and the education law, in relation to establishing the high need primary care medical personnel demonstration program; 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:

Section 1. Short title. This act shall be known and may be cited as the "high need primary care medical personnel demonstration program act".

S 2. Article 2 of the public health law is amended by adding a new title 6 to read as follows:

TITLE VI

HIGH NEED PRIMARY CARE MEDICAL PERSONNEL DEMONSTRATION PROGRAM

SECTION 267. HIGH NEED PRIMARY CARE MEDICAL PERSONNEL DEMONSTRATION PROGRAM.

S 267. HIGH NEED PRIMARY CARE MEDICAL PERSONNEL DEMONSTRATION PROGRAM. 1. THE DEPARTMENT SHALL ESTABLISH A HIGH NEED PRIMARY CARE MEDICAL PERSONNEL DEMONSTRATION PROGRAM. THE COMMISSIONER SHALL DESIGNATE SIX LOCATIONS AT WHICH SUCH PROGRAM SHALL BE CONDUCTED.

(A) THE LOCATIONS OF THE DEMONSTRATION PROGRAM SHALL BE SELECTED BASED UPON THE FOLLOWING:

(1) THE AMOUNT OF PRIMARY CARE MEDICAL SERVICES PROVIDED AT THE LOCATION APPLYING FOR DESIGNATION;

(2) THE PERCENTAGE OF PATIENTS RECEIVING CARE THROUGH MEDICAL ASSISTANCE;

(3) THE CAPACITY OF THE APPLICANT LOCATION TO HOST PHYSICIANS LICENSED PURSUANT TO SECTION SIXTY-FIVE HUNDRED TWENTY-FIVE OF THE EDUCATION LAW; AND

(4) THE BENEFIT TO THE APPROPRIATE HIGH NEED COMMUNITY IN THE PROVISION OF PRIMARY CARE MEDICAL PERSONNEL.

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

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(B) THE LOCATIONS OF THE DEMONSTRATION PROGRAM SHALL BE AS FOLLOWS:

(1) TWO SHALL BE IN RURAL AREAS, AS DEFINED IN SUBDIVISION ONE OF SECTION TWENTY-NINE HUNDRED FIFTY-ONE OF THIS CHAPTER;

(2) TWO SHALL BE IN CITIES HAVING A POPULATION OF ONE HUNDRED FIFTY THOUSAND OR MORE; AND

(3) TWO SHALL BE IN CITIES HAVING A POPULATION OF ONE MILLION OR MORE.

2. ON OR BEFORE APRIL FIRST, TWO THOUSAND SIXTEEN, THE COMMISSIONER SHALL SUBMIT A REPORT TO THE GOVERNOR, THE TEMPORARY PRESIDENT OF THE SENATE, THE SPEAKER OF THE ASSEMBLY, THE MINORITY LEADER OF THE SENATE AND THE MINORITY LEADER OF THE ASSEMBLY. SUCH REPORT SHALL INCLUDE, BUT NOT BE LIMITED TO, A STATISTICAL ANALYSIS OF THE CHANGES IN HEALTH RESULTS FOR PATIENTS AT DEMONSTRATION PROGRAM LOCATIONS, AND THE HOSPITALIZATION RATES, CHRONIC ILLNESSES AND VITAL STATISTICS THEREOF.

3. ALL DEMONSTRATION PROGRAM LOCATIONS SHALL UTILIZE PHYSICIANS LICENSED PURSUANT TO SECTION SIXTY-FIVE HUNDRED TWENTY-FIVE OF THE EDUCATION LAW.

S 3. Subdivisions 1 and 2 of section 6525 of the education law, as added by chapter 987 of the laws of 1971, paragraph 1 of subdivision 1 as amended by chapter 133 of the laws of 1982, are amended to read as follows:

1. Eligibility: The following persons shall be eligible for a limited permit:

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

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

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

(4) A PERSON WHO GRADUATES FROM A REGENTS, LIAISON COMMITTEE ON MEDICAL EDUCATION OR AMERICAN OSTEOPATHIC ASSOCIATION ACCREDITED MEDICAL PROGRAM, OR A PERSON WHO GRADUATES FROM ANY OTHER MEDICAL PROGRAM WHO HAS PASSED ELEVEN REQUISITE STEPS OR PARTS OF THE UNITED STATES MEDICAL LICENSING EXAMINATION OR NATIONAL BOARD OF OSTEOPATHIC MEDICAL EXAMINERS EXAMINATION, WHERE SUCH A PERSON PRACTICES AT A MEDICAL FACILITY OR PRACTICE DESIGNATED BY THE DEPARTMENT OF HEALTH PURSUANT TO SECTION TWO HUNDRED SIXTY-SEVEN OF THE PUBLIC HEALTH LAW.

2. Limit of practice. A permittee shall be authorized to practice medicine only under the supervision of a licensed physician and only in a public, voluntary[,] or proprietary hospital, OR PURSUANT TO SECTION TWO HUNDRED SIXTY-SEVEN OF THE PUBLIC HEALTH LAW.

S 4. This act shall take effect on the ninetieth day after it shall have become a law, and shall expire and be deemed repealed July 1, 2016.