

2274

2013-2014 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 9, 2013

Introduced by M. of A. GUNTHER, LIFTON, PALMESANO -- read once and referred to the Committee on Higher Education

AN ACT to amend the education law, in relation to the provision of nursing level care under a registered professional nurse's supervision

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

1 Section 1. Clause (iii) of paragraph a of subdivision 1 of section
2 6908 of the education law, as amended by chapter 160 of the laws of
3 2003, is amended to read as follows:
4 (iii) the providing of care by a person acting in the place of a
5 person exempt under clause (i) of this paragraph, but who does hold
6 himself or herself out as one who accepts employment for performing such
7 care, where nursing services are under the instruction of a licensed
8 REGISTERED PROFESSIONAL nurse, or under the instruction of a patient or
9 family or household member determined by a registered professional nurse
10 to be self-directing and capable of providing such instruction, and any
11 remuneration is provided under section three hundred sixty-five-f of the
12 social services law OR FOR SERVICES UNDER AN ENTITY CERTIFIED, APPROVED
13 OR LICENSED UNDER ARTICLE THIRTY-SIX OF THE PUBLIC HEALTH LAW; or
14 S 2. This act shall take effect immediately.

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

LBD02575-01-3