

4912

2015-2016 Regular Sessions

I N S E N A T E

April 23, 2015

Introduced by Sen. FUNKE -- (at request of the State Education Department) -- read twice and ordered printed, and when printed to be committed to the Committee on Higher Education

AN ACT to amend the education law, in relation to limited residence and limited fellowship permits in the area of podiatric medicine

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

1 Section 1. Section 7008 of the education law, as added by chapter 689
2 of the laws of 2005, is amended to read as follows:
3 S 7008. Limited residency PERMITS AND LIMITED FELLOWSHIP permits. 1.
4 Limited residency permits AND LIMITED FELLOWSHIP PERMITS may be issued
5 by the department to graduates of a program of professional education in
6 podiatry registered by the department or accredited by an accrediting
7 agency acceptable to the department.
8 2. Such permits shall allow a resident OR FELLOW in podiatric medicine
9 participating in an approved post-graduate residency OR FELLOWSHIP
10 program to perform such duties, tasks and functions that are required
11 for successful completion of [the residency] SUCH program under the
12 administrative supervision of a licensed podiatrist serving as the resi-
13 dency OR FELLOWSHIP director, AS APPLICABLE, in a hospital or health
14 care facility licensed pursuant to article twenty-eight of the public
15 health law. At any time during the residency OR FELLOWSHIP, a licensed
16 physician or a licensed podiatrist may provide direct personal super-
17 vision of activities which he or she is authorized and competent to
18 provide in the approved facility; provided, however, when the resident's
19 OR FELLOW'S training involves practice beyond that authorized in section
20 seven thousand one of this article, a licensed physician shall provide
21 direct personal supervision. For the purposes of this section, direct
22 personal supervision means supervision of procedures based on
23 instructions given directly by a licensed physician OR LICENSED PODIA-
24 TRIST, AS APPLICABLE, who remains in the immediate area where the proce-

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

LBD09390-01-5

1 dures are being performed, authorizes the procedures and evaluates the
2 procedures performed by the podiatric resident OR FELLOW.

3 3. Such permit shall be issued for [one year] THREE YEARS and may be
4 renewed at the discretion of the department for [one or two] additional
5 [years] ONE-YEAR PERIODS when necessary to permit the completion of an
6 approved post-graduate residency OR FELLOWSHIP in podiatric medicine.

7 4. The fee for a limited residency permit OR A LIMITED FELLOWSHIP
8 PERMIT shall be one hundred five dollars and the fee for a renewal shall
9 be fifty dollars.

10 S 2. Section 7005 of the education law, as amended by chapter 39 of
11 the laws of 1982, is amended to read as follows:

12 S 7005. Exempt persons. Nothing in this article shall be construed to
13 affect or prevent[: 1. A] A student from engaging in clinical practice
14 under supervision of a licensed podiatrist [in a] AS PART OF THE PROGRAM
15 OF AN APPROVED school of podiatry [in this state registered by the
16 department].

17 S 3. This act shall take effect immediately.