

STATE OF NEW YORK

7164

IN SENATE

(Prefiled)

January 3, 2018

Introduced by Sen. RITCHIE -- 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 the administration of medication in residential health care facilities in St. Lawrence county; and providing for the repeal of such provisions upon the expiration thereof

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The public health law is amended by adding a new section
2 2803-v to read as follows:

3 § 2803-v. Nursing home medication aides pilot program in St. Lawrence
4 county. 1. As authorized in paragraph i of subdivision one of section
5 sixty-nine hundred eight of the education law relating to the practice
6 of nursing, nurse aides, as certified pursuant to section twenty-eight
7 hundred three-j of this article, as added by chapter seven hundred
8 seventeen of the laws of nineteen hundred eighty-nine, are authorized to
9 be certified as medication aides in St. Lawrence county and administer
10 medications in residential health care facilities, as defined in this
11 article, in such county under the supervision of a registered nurse
12 after completing a program of training and clinical practice in dispens-
13 ing medications approved by the commissioner.

14 2. The commissioner shall promulgate rules and regulations to:

15 (a) define proper standards of practice to ensure appropriate certif-
16 ication standards and that services are delivered in a scope and manner
17 consistent with the need to ensure the safety and quality of services
18 delivered by medication aides;

19 (b) require that prospective medication aides undergo a program of
20 training and clinical practice approved by the department to ensure that
21 only capable individuals with required skills are certified and allowed
22 to administer medications under the supervision of a registered nurse;

23 (c) require periodic re-assessment and training of medication aides to
24 ensure necessary skill levels for certification are maintained;

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

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1 (d) require periodic direct observation of the delivery of services by
2 medication aides; and

3 (e) require maintenance of regular records of service delivered by the
4 aide and reviewed by a supervisor to ensure the accuracy and quality of
5 medication administration activities.

6 § 2. Subdivision 1 of section 6908 of the education law is amended by
7 adding a new paragraph i to read as follows:

8 i. As including services given in the county of St. Lawrence by
9 trained medication aides in residential health care facilities, as
10 defined in article twenty-eight of the public health law, if adequate
11 medical and nursing supervision is provided.

12 § 3. This act shall take effect on the one hundred eightieth day after
13 it shall have become a law and shall expire and be deemed repealed 5
14 years after such date.