STATE OF NEW YORK

1858--B

2017-2018 Regular Sessions

IN SENATE

January 11, 2017

Introduced by Sens. BONACIC, ALCANTARA, AVELLA, FELDER, KENNEDY, MARCHIONE -- read twice and ordered printed, and when printed to be committed to the Committee on Health -- reported favorably from said committee and committed to the Committee on Higher Education -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Health in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public health law, in relation to the provision of certain professional services to children's camps

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

Section 1. Subdivision 1 of section 1394 of the public health law, as added by chapter 515 of the laws of 2000, is amended to read as follows:

1. The public health **and health planning** council shall prescribe standards and establish regulations for children's overnight, summer day and traveling summer day camps, as defined in this article, concerning such matters as may be appropriate for the protection and security of the life, health and safety of the occupants of such camps.

§ 2. Subdivision 3 of section 1394 of the public health law, as added by chapter 214 of the laws of 2012, is amended to read as follows:

3. Any person, firm, corporation, or association that operates a children's overnight, summer day, or traveling summer day camp, and has obtained a permit pursuant to section thirteen hundred ninety-three of this article, shall be authorized to employ or contract with **any of the following licensed professionals, provided however, all decisions, identification or coordination of professional services, or other professional interactions with campers and staff, must be made based on the professional judgment of such licensees:** a physician, nurse practitioner, physician assistant, registered nurse, or licensed practical nurse

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

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or emergency medical technician to act as a designated camp health director or to provide health services in assistance to the camp health director pursuant to applicable regulations promulgated by the commissioner.

§ 3. The public health law is amended by adding a new section 1394-c to read as follows:

§ 1394-c. Licensed professionals. 1. Any person, firm, corporation, or association that operates a children's overnight, summer day or traveling summer day camp, and has obtained a permit pursuant to section thirteen hundred ninety-three of this article, shall be authorized to employ or contract with any of the following licensed professionals: a physical therapist, physical therapist assistant under the direction and control of a physical therapist, psychologist, licensed behavioral analyst, occupational therapist, occupational therapy assistant under the direction and supervision of an occupational therapist, licensed master social worker, licensed clinical social worker, licensed mental health counselor, licensed creative arts therapist or athletic trainer.

2. All decisions, identification or coordination of professional services, or other professional interactions with campers and staff, must be made based on the professional judgment of such licensees to provide professional services within his or her lawful scope of practice to campers and staff during their attendance or employment at such camp.

§ 4. This act shall take effect immediately.