STATE OF NEW YORK

4375

2017-2018 Regular Sessions

IN SENATE

February 10, 2017

Introduced by Sen. FUNKE -- 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 permitting certain physicians to practice medicine in New York state if they are licensed to practice in another state within the country

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

Section 1. Section 6526 of the education law is amended by adding a new subdivision 10 to read as follows:

10. (a) Any physician who is licensed and in good standing in any state within the United States who:

(i) has a written or oral agreement with a sports team to provide care to team members and coaching staff traveling with the team for a specific sporting event to take place in this state; or

(ii) has been invited by a national sport governing body to provide services to team members and coaching staff at a national sport training center in this state or to provide services at an event or competition in this state which is sanctioned by the national sport governing body so long as:

(A) the physician's practice is limited to that required by the national sport governing body; and

(B) the services provided by the physician are within the physician's scope of practice.

(b) Nothing in this subdivision shall be construed as to permit a physician exempt by the provisions of this subdivision to:

(i) provide care or consultation to any person residing in this state, other than a person specified in paragraph (a) of this subdivision; or

(ii) practice at a licensed health care facility in this state.

(c) An exemption obtained pursuant to the provisions of this subdivision shall be valid while the physician is traveling with the sports team, provided no exemption shall be longer than ten days in duration

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

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for each respective sporting event. A maximum of twenty additional days per sporting event may be granted upon prior request to the state board for medicine; provided no physician shall be exempted more than thirty additional days in a calendar year.

(d) An exemption obtained pursuant to the provisions of subparagraph (ii) of paragraph (a) of this subdivision shall be valid during the time certified by the national sport governing body, provided no exemption shall be for longer than thirty days.

(e) The state board for medicine may enter into agreements with medical and osteopathic licensing boards of other states to implement the provisions of this subdivision. Agreements may include procedures for reporting potential medical license violations.

(f) The state board for medicine shall promulgate rules and regulations to implement the provisions of this subdivision.

§ 2. This act shall take effect immediately.