STATE OF NEW YORK

4384

2017-2018 Regular Sessions

IN SENATE

February 13, 2017

Introduced by Sen. MARCELLINO -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the public health law, in relation to allowing registered nurses and licensed practical nurses to provide volunteer emergency medical services

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

Section 1. The public health law is amended by adding a new section 3033 to read as follows:

§ 3033. Registered nurses or licensed practical nurses volunteering emergency medical services. Currently registered nurses or licensed practical nurses shall be able to provide volunteer emergency medical services for ambulance services and advanced life support first response services alongside emergency medical technicians and advanced emergency medical technicians without having to complete emergency medical technician training, examination, or a certification program.

§ 2. Subdivisions 1 and 4 of section 3013 of the public health law, subdivision 1 as amended by chapter 445 of the laws of 1993 and subdivision 4 as amended by chapter 804 of the laws of 1992, are amended to read as follows:

1. Notwithstanding any inconsistent provision of any general, special or local law, a voluntary ambulance service or voluntary advanced life support first response service described in section three thousand one of this article and any member thereof who is a certified first responder, an emergency medical technician, an advanced emergency medical technician**, a registered nurse or licensed practical nurse,** or a person acting under the direction of an emergency medical technician [~~or~~]**,** advanced emergency medical technician**, or a registered nurse or licensed practical nurse,** and who voluntarily and without the expectation of monetary compensation renders medical assistance in an emergency to a person who is unconscious, ill or injured shall not be liable for

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

LBD09038-03-7

damages for injuries alleged to have been sustained by such person or for damages for the death of such person alleged to have occurred by reason of an act or omission in the rendering of such medical assistance in an emergency unless it is established that such injuries were or such death was caused by gross negligence on the part of such certified first responder, emergency medical technician**, registered nurse or licensed practical nurse** or advanced emergency medical technician or person acting under the direction of an emergency medical technician**, registered nurse or licensed practical nurse** or advanced emergency medical technician.

4. A certified first responder, emergency medical technician [~~or~~]**,** advanced emergency medical technician, **or a registered nurse or licensed practical nurse,** whether or not he or she is acting on behalf of an ambulance service or advanced life support first response service, who voluntarily and without the expectation of monetary compensation renders medical assistance in an emergency to a person who is unconscious, ill or injured shall not be liable for damages alleged to have been sustained by such person or for damages for the death of such person alleged to have occurred by reason of an act or omission in the rendering of such medical assistance in an emergency unless it is established that such injuries were or such death was caused by gross negligence on the part of such certified first responder, emergency medical technician**, registered nurse or licensed practical nurse** or advanced emergency medical technician.

§ 3. This act shall take effect immediately.