

STATE OF NEW YORK

7280

IN SENATE

January 5, 2018

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

AN ACT to amend the education law and the public health law, in relation
to a sepsis awareness, prevention and education program

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

1 Section 1. Section 6505-b of the education law, as amended by a chap-
2 ter of the laws of 2017 amending the education law and the public health
3 law relating to a sepsis awareness, prevention and education program, as
4 proposed in legislative bills numbers S. 4971-A and A. 6053-A, is
5 amended to read as follows:

6 § 6505-b. Course work or training in infection control practices.
7 Every dentist, registered nurse, licensed practical nurse, podiatrist,
8 optometrist and dental hygienist practicing in the state shall, on or
9 before July first, nineteen hundred ninety-four and every four years
10 thereafter, complete course work or training appropriate to the profes-
11 sional's practice approved by the department regarding infection
12 control, which shall include sepsis, and barrier precautions, including
13 engineering and work practice controls, in accordance with regulatory
14 standards promulgated by the department, in consultation with the
15 department of health, which shall be consistent, as far as appropriate,
16 with such standards adopted by the department of health pursuant to
17 section two hundred thirty-nine of the public health law to prevent the
18 transmission of HIV, HBV, HCV and infections that could lead to sepsis
19 in the course of professional practice. Each such professional shall
20 document to the department at the time of registration commencing with
21 the first registration after July first, nineteen hundred ninety-four
22 that the professional has completed course work or training in accord-
23 ance with this section, provided, however that a professional subject to
24 the provisions of paragraph (f) of subdivision one of section twenty-
25 eight hundred five-k of the public health law shall not be required to
26 so document. The department shall provide an exemption from this
27 requirement to anyone who requests such an exemption and who (i) clearly
28 demonstrates to the department's satisfaction that there would be no

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

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1 need for him or her to complete such course work or training because of
2 the nature of his or her practice or (ii) that he or she has completed
3 course work or training deemed by the department to be equivalent to the
4 course work or training approved by the department pursuant to this
5 section. The department shall consult with organizations representative
6 of professions, institutions and those with expertise in infection
7 control and HIV, HBV, HCV and infections that could lead to sepsis with
8 respect to the regulatory standards promulgated pursuant to this
9 section.

10 § 2. Subdivision (a) of section 239 of the public health law, as
11 amended by a chapter of the laws of 2017 amending the education law and
12 the public health law relating to a sepsis awareness, prevention and
13 education program, as proposed in legislative bills numbers S. 4971-A
14 and A. 6053-A, is amended to read as follows:

15 (a) Every physician, physician assistant and specialist assistant
16 practicing in the state shall, on or before July first, nineteen hundred
17 ninety-four and every four years thereafter, complete course work or
18 training, appropriate to the professional's practice, approved by the
19 department regarding infection control, which shall include sepsis, and
20 barrier precautions, including engineering and work practice controls,
21 in accordance with regulatory standards promulgated by the department in
22 consultation with the department of education, to prevent the trans-
23 mission of HIV, HBV, HCV and infections that could lead to sepsis in the
24 course of professional practice. Such coursework or training must also
25 be completed by every medical student, medical resident and physician
26 assistant student in the state as part of the orientation programs
27 conducted by medical schools, medical residency programs and physician
28 assistant programs.

29 § 3. This act shall take effect on the same date and in the same
30 manner as a chapter of the laws of 2017, amending the education law and
31 the public health law relating to a sepsis awareness, prevention and
32 education program as proposed in legislative bills numbers S. 4971-A and
33 A. 6053-A, takes effect.