STATE OF NEW YORK

4444

2019-2020 Regular Sessions

IN ASSEMBLY

February 4, 2019

Introduced by M. of A. DenDEKKER -- read once and referred to the Committee on Higher Education

AN ACT to amend the education law, in relation to granting mental health practitioners the authority to diagnose in certain United States veterans administration facilities; and providing for the repeal of such provisions upon expiration thereof

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

Section 1. Section 8411 of the education law is amended by adding a new subdivision 4 to read as follows:

4. A program or facility operated, funded, or administered by the United States veterans administration in the state of New York may participate in a pilot program that allows employees licensed pursuant to this article to diagnose mental, emotional, behavioral, addictive and developmental disorders and disabilities as well as diagnose the psychosocial aspects of illness, injury, disability and impairment while engaged in the performance of his or her duties.

(a) To participate in the pilot program, the program or facility operated, funded, or administered by the United States veterans administration must notify the department on a form to be created by the department.

(b) For the purpose of this article, diagnosis is the process of distinguishing, beyond a general assessment, between similar mental, emotional, behavioral, developmental and addictive disorders, impairments and disabilities within a psychosocial framework on the basis of similar and unique characteristics consistent with accepted classification systems.

§ 2. This act shall take effect on the thirtieth day after it shall have become a law and shall remain in full force and effect until July 1, 2021, when upon such date this act shall expire and be deemed repealed; provided however, that effective immediately the commissioner of education is authorized to take any actions necessary to implement this act on or before its effective date.

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

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