STATE OF NEW YORK

9388

IN SENATE

May 23, 2022

Introduced by Sen. RIVERA -- (at request of the State Education Department) -- 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 removing citizenship and permanent lawful resident requirements for professional licensure; and to repeal certain provisions of such law relating thereto

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

Section 1. Paragraph (f) of subdivision 6 of section 6506 of the education law is REPEALED and paragraphs (g) and (h) are relettered paragraphs (f) and (g).

§ 2. Subdivision 6 of section 6524 of the education law is REPEALED and subdivisions 7, 8, 9, 10 and 11 are renumbered subdivisions 6, 7, 8, 9 and 10.

§ 3. The opening paragraph of subdivision (a) of section 6528 of the education law, as amended by chapter 122 of the laws of 1975, is amended to read as follows:

Notwithstanding any other provisions of this article or any law to the contrary, an individual who at the time of his enrollment in a medical school outside the United States is a resident of the United States shall be eligible for licensure in this state if he has satisfied the requirements of subdivisions one, five, six, *and* seven [~~and eight~~] of section sixty-five hundred twenty-four of this chapter and:

§ 4. Paragraph 1 of subdivision 1 of section 6525 of the education law, as amended by chapter 133 of the laws of 1982, is amended to read as follows:

(1) A person who fulfills all requirements for a license as a physician except those relating to the examination [~~and citizenship or permanent residence in the United States~~];

§ 5. Subdivision 6 of section 6554 of the education law is REPEALED and subdivisions 7 and 8 are renumbered subdivisions 6 and 7.

§ 6. Subdivision 6 of section 6604 of the education law is REPEALED and subdivisions 7 and 8 are renumbered subdivisions 6 and 7.

§ 7. Subdivision 7 of section 6604-b of the education law is REPEALED.

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

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§ 8. Subdivision 6 of section 6609 of the education law is REPEALED and subdivisions 7 and 8 are renumbered subdivisions 6 and 7.

§ 9. Subdivision 6 of section 6704 of the education law is REPEALED and subdivisions 7 and 8 are renumbered subdivisions 6 and 7.

§ 10. Paragraph 1 of subdivision 1 of section 6707 of the education law, as amended by chapter 133 of the laws of 1982, is amended to read as follows:

(1) A person who fulfills all requirements for a license as a veterinarian except those relating to the examination [~~and citizenship or permanent residence in the United States~~];

§ 11. Subdivision 6 of section 6711 of the education law is REPEALED and subdivisions 7 and 8 are renumbered subdivisions 6 and 7.

§ 12. Subdivision 1 of section 6711-a of the education law, as amended by chapter 333 of the laws of 1990, is amended to read as follows:

1. Eligibility. Persons shall be eligible for a limited permit who fulfill all requirements for a license as a veterinary technician except those relating to the examination [~~and citizenship or permanent residence in the United States~~].

§ 13. Paragraph 6 of subdivision 1 of section 6805 of the education law is REPEALED and paragraphs 7 and 8 are renumbered paragraphs 6 and 7.

§ 14. Subdivision 6 of section 6955 of the education law is REPEALED and subdivision 7 is renumbered subdivision 6.

§ 15. Section 6956 of the education law, as amended by chapter 216 of the laws of 1994, is amended to read as follows:

§ 6956. Prior nurse-midwifery certification. Any individual who is certified as a nurse-midwife [~~pursuant to section twenty-five hundred sixty of the public health law~~] before June first, nineteen hundred ninety-six, shall be deemed to be licensed as a midwife under this article; provided that each such certified nurse-midwife shall, prior to that date, submit evidence of such certification to the department together with the appropriate fee required by subdivision [~~seven~~] **six** of section sixty-nine hundred fifty-five of this article. Any individual certified as a nurse-midwife [~~pursuant to section twenty-five hundred sixty of the public health law~~] (i) may practice under that section until it is repealed, but (ii) shall not practice pursuant to this article until after receiving approval from the commissioner and submitting the fee required by subdivision seven of section sixty-nine hundred fifty-five of this article.

§ 16. Paragraph 6 of subdivision 1 of section 7206 of the education law is REPEALED and paragraphs 7 and 8 are renumbered paragraphs 6 and 7.

§ 17. Paragraph 6 of subdivision 1 of section 7206-a of the education law is REPEALED and paragraphs 7 and 8 are renumbered paragraphs 6 and 7.

§ 18. Paragraph 6 of subdivision 1 of section 7324 of the education law is REPEALED and paragraphs 7 and 8 are renumbered paragraphs 6 and 7.

§ 19. Paragraph 6 of subdivision 1 of section 7504 of the education law is REPEALED and paragraphs 7 and 8 are renumbered paragraphs 6 and 7.

§ 20. Subdivision 5 of section 7804 of the education law is REPEALED and subdivisions 6 and 7 are renumbered subdivisions 5 and 6.

§ 21. Subdivision 1 of section 7806 of the education law, as amended by chapter 230 of the laws of 1997, is amended to read as follows:

1. The department may issue a limited permit to practice massage therapy as a licensed massage therapist, masseur or masseuse to a person who has not previously held such a permit and who fulfills all except the examination [~~and citizenship requirements~~] for a license, provided however that a permit shall not be issued to a person who has failed the state licensing examination.

§ 22. This act shall take effect immediately; provided however that if chapter 465 of the laws of 2021 shall not have taken effect on or before such date then section sixteen of this act shall take effect on the same date and in the same manner as such chapter of the laws of 2021 takes effect.