STATE OF NEW YORK

3949

2021-2022 Regular Sessions

IN ASSEMBLY

January 29, 2021

Introduced by M. of A. PAULIN, GOTTFRIED, J. RIVERA, ZEBROWSKI, McDONOUGH -- Multi-Sponsored by -- M. of A. GALEF, SIMON, WALSH -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to when school personnel may adjust a student's dosage of insulin

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

Section 1. Subdivision 1 of section 902-a of the education law, as added by chapter 423 of the laws of 2014, is amended to read as follows:

1. Licensed nurses, nurse practitioners, physician assistants, or physicians employed by school districts or boards of cooperative educational services are authorized to calculate prescribed insulin dosages, administer prescribed insulin **(which may include adjusting the dosage of the insulin under instructions from the prescriber or instructions from the parent or person in parental relationship where explicitly authorized by the prescriber)**, program the prescribed insulin pump, refill the reservoir in the insulin pump, change the infusion site, inject prescribed glucagon, teach an unlicensed person to administer glucagon to an individual, and perform other authorized services pursuant to the scope of practice of the licensed individual under title VIII of this chapter, to pupils who have received written permission by a physician or other licensed health care provider, and written parental consent to carry and use insulin and glucagon pursuant to section nine hundred sixteen-b of this article, during the school day on school property and at any school function as such terms are defined, respectively, by subdivisions one and two of section eleven of this chapter. Nothing in this section shall authorize unlicensed persons to perform these services except as otherwise permitted by section nine hundred twenty-one of this article.

§ 2. Section 6909 of the education law is amended by adding a new subdivision 10 to read as follows:

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

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10. A registered professional nurse, when administering insulin under a prescription, may vary the insulin dosage under instructions from the parent or person in parental relationship where explicitly authorized by the prescriber.

§ 3. This act shall take effect immediately.