STATE OF NEW YORK

3802

2023-2024 Regular Sessions

IN ASSEMBLY

February 8, 2023

Introduced by M. of A. GUNTHER, STECK, COLTON -- read once and referred to the Committee on Labor

AN ACT to amend the labor law, in relation to including certified nursing assistants in provisions of law relating to restrictions on consecutive hours of work

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

Section 1. Paragraph b of subdivision 1 of section 167 of the labor law, as amended by chapter 815 of the laws of 2022, is amended and a new paragraph d is added to read as follows:

b. "Nurse" shall mean a registered professional nurse or a licensed practical nurse as defined by article one hundred thirty-nine of the education law who provides direct patient care**, or a certified nursing assistant as defined in this subdivision**.

d. "Certified nursing assistant" shall mean a person who has successfully completed a nurse aide training and/or competency evaluation program administered by the department of health and/or is currently listed in the nurse aide registry.

§ 2. This act shall take effect on the ninetieth day after it shall have become a law; provided however, that if chapter 815 of the laws of 2022 shall not have taken effect on or before such date then this act shall take effect on the same date and in the same manner as such chapter of the laws of 2022, takes effect.

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

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