

# STATE OF NEW YORK

4148

2023-2024 Regular Sessions

## IN SENATE

February 3, 2023

Introduced by Sen. COONEY -- 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 authorizing certain health care professionals licensed to practice in other jurisdictions to practice in this state

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

1 Section 1. The education law is amended by adding a new section 6529-a  
2 to read as follows:

3 § 6529-a. Licensed to practice in another state or territory.  
4 Notwithstanding any inconsistent provision of law, any person who is  
5 licensed to practice as a physician in another state or territory, who  
6 is in good standing in such state or territory may provide professional  
7 services within this state to persons seeking reproductive health  
8 services without first being licensed pursuant to the provisions of this  
9 article. Such services shall be provided only after such person applies  
10 for a license pursuant to the provisions of this article, as may be  
11 applicable, and demonstrates their intent to provide reproductive health  
12 services by providing a letter declaring the person's intention to  
13 provide such services and a letter from an employer or health care enti-  
14 ty indicating that the person has accepted employment or entered into a  
15 contract to provide reproductive health services, the person's start  
16 date and the location where reproductive health services will be  
17 provided. Such person may continue providing services pursuant to this  
18 section until such time that their license or certification to practice  
19 is approved or denied. Provided however, that such person shall comply  
20 with all applicable licensure and regulatory requirements and shall  
21 practice within the scope of their license. Provided further, this  
22 section shall not apply to persons licensed in a state or territory  
23 determined to have substandard or nonconforming professional licensing  
24 requirements, as determined by the commissioner.

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

LBD07328-01-3

1     § 2. The education law is amended by adding a new section 6546-a to  
2 read as follows:

3     § 6546-a. Licensed to practice in another state or territory.  
4 Notwithstanding any inconsistent provision of law, any person who is  
5 licensed to practice as a physician assistant in another state or terri-  
6 tory, who is in good standing in such state or territory may provide  
7 professional services within this state to persons seeking reproductive  
8 health services without first being licensed pursuant to the provisions  
9 of this article. Such services shall be provided only after such person  
10 applies for a license pursuant to the provisions of this article, as may  
11 be applicable, and demonstrates their intent to provide reproductive  
12 health services by providing a letter declaring the person's intention  
13 to provide such services and a letter from an employer or health care  
14 entity indicating that the person has accepted employment or entered  
15 into a contract to provide reproductive health services, the person's  
16 start date and the location where reproductive health services will be  
17 provided. Such person may continue providing services pursuant to this  
18 section until such time that their license or certification to practice  
19 is approved or denied. Provided however, that such person shall comply  
20 with all applicable licensure and regulatory requirements and shall  
21 practice within the scope of their license. Provided further, this  
22 section shall not apply to persons licensed in a state or territory  
23 determined to have substandard or nonconforming professional licensing  
24 requirements, as determined by the commissioner.

25     § 3. The education law is amended by adding a new section 6907-a to  
26 read as follows:

27     § 6907-a. Licensed to practice in another state or territory.  
28 Notwithstanding any inconsistent provision of law, any person who is  
29 licensed to practice as a nurse practitioner or registered professional  
30 nurse in another state or territory, who is in good standing in such  
31 state or territory may provide professional services within this state  
32 to persons seeking reproductive health services without first being  
33 licensed pursuant to the provisions of this article. Such services shall  
34 be provided only after such person applies for a license pursuant to the  
35 provisions of this article, as may be applicable, and demonstrates their  
36 intent to provide reproductive health services by providing a letter  
37 declaring the person's intention to provide such services and a letter  
38 from an employer or health care entity indicating that the person has  
39 accepted employment or entered into a contract to provide reproductive  
40 health services, the person's start date and the location where repro-  
41 ductive health services will be provided. Such person may continue  
42 providing services pursuant to this section until such time that their  
43 license or certification to practice is approved or denied. Provided  
44 however, that such person shall comply with all applicable licensure and  
45 regulatory requirements and shall practice within the scope of their  
46 license. Provided further, this section shall not apply to persons  
47 licensed in a state or territory determined to have substandard or  
48 nonconforming professional licensing requirements, as determined by the  
49 commissioner.

50     § 4. The education law is amended by adding a new section 6958-a to  
51 read as follows:

52     § 6958-a. Licensed to practice in another state or territory.  
53 Notwithstanding any inconsistent provision of law, any person who is  
54 licensed to practice as a midwife in another state or territory, who is  
55 in good standing in such state or territory may provide professional  
56 services within this state to persons seeking reproductive health

1 services without first being licensed pursuant to the provisions of this  
2 article. Such services shall be provided only after such person applies  
3 for a license pursuant to the provisions of this article, as may be  
4 applicable, and demonstrates their intent to provide reproductive health  
5 services by providing a letter declaring the person's intention to  
6 provide such services and a letter from an employer or health care enti-  
7 ty indicating that the person has accepted employment or entered into a  
8 contract to provide reproductive health services, the person's start  
9 date and the location where reproductive health services will be  
10 provided. Such person may continue providing services pursuant to this  
11 section until such time that their license or certification to practice  
12 is approved or denied. Provided however, that such person shall comply  
13 with all applicable licensure and regulatory requirements and shall  
14 practice within the scope of their license. Provided further, this  
15 section shall not apply to persons licensed in a state or territory  
16 determined to have substandard or nonconforming professional licensing  
17 requirements, as determined by the commissioner.

18 § 5. This act shall take effect immediately.