

14 § 11. Subdivision 4 of section 6909 of the education law is amended by
15 adding four new paragraphs (i), (j), (k) and (l) to read as follows:

16 (i) the ordering of asthma self-management education and home-based
17 asthma services.

18 (j) the urgent or emergency treatment of asthma.

19 (k) providing stool tests to screen for colorectal cancer.

20 (l) the ordering of diabetes self-management education and support.

21 § 12. Subdivision 6 of section 6527 of the education law is amended by
22 adding four new paragraphs (i), (j), (k) and (l) to read as follows:

23 (i) the ordering of asthma self-management education and home-based
24 asthma services.

25 (j) the urgent or emergency treatment of asthma.

26 (k) providing stool tests to screen for colorectal cancer.

27 (l) the ordering of diabetes self-management education and support.

1 § 13. Section 6801 of the education law is amended by adding a new
2 subdivision 12 to read as follows:

3 12. A licensed pharmacist within their lawful scope of practice may
4 order diabetes self-management education and support and asthma self-
5 management education and home-based asthma services for patients, and
6 any other services authorized in regulation by the commissioner in
7 collaboration with the commissioner of health.

8 § 14. Paragraph (q) of subdivision 2 of section 365-a of the social
9 services law, as amended by section 35 of part B of chapter 58 of the
10 laws of 2010, is amended to read as follows:

11 (q) diabetes self-management training services for persons diagnosed
12 with diabetes when such services are ordered by a physician, registered
13 physician assistant, registered nurse practitioner, licensed pharmacist
14 or licensed midwife and provided by a licensed, registered, or certified
15 health care professional, as determined by the commissioner of health,
16 who is certified as a diabetes educator by the National Certification
17 Board for Diabetes Educators, or a successor national certification
18 board, or provided by such a professional who is affiliated with a
19 program certified by the American Diabetes Association, the American
20 Association of Diabetes Educators, the Indian Health Services, or any
21 other national accreditation organization approved by the federal
22 centers for medicare and medicaid services; provided, however, that the
23 provisions of this paragraph shall not take effect unless all necessary
24 approvals under federal law and regulation have been obtained to receive
25 federal financial participation in the costs of health care services
26 provided pursuant to this paragraph. Nothing in this paragraph shall be
27 construed to modify any licensure, certification or scope of practice
28 provision under title eight of the education law.

1 § 15. Paragraph (r) of subdivision 2 of section 365-a of the social
2 services law, as added by section 32 of part C of chapter 58 of the laws
3 of 2008, is amended to read as follows:

4 (r) asthma self-management training services for persons diagnosed
5 with asthma when such services are ordered by a physician, registered
6 physician's assistant, registered nurse practitioner, registered
7 professional nurse, licensed pharmacist or licensed midwife and provided
8 by a licensed, registered, or certified health care professional, as
9 determined by the commissioner of health, who is certified as an asthma
10 educator by the National Asthma Educator Certification Board, or a
11 successor national certification board; provided, however, that the
12 provisions of this paragraph shall not take effect unless all necessary
13 approvals under federal law and regulation have been obtained to receive
14 federal financial participation in the costs of health care services
15 provided pursuant to this paragraph. Nothing in this paragraph shall be
16 construed to modify any licensure, certification or scope of practice
17 provision under title eight of the education law.