

**NEW YORK STATE EDUCATION DEPARTMENT (NYSED)
STATE BOARD FOR CLINICAL LABORATORY TECHNOLOGY**

**Meeting Minutes
Friday February 3, 2023
11:00am- 1:00 pm**

**80 Wolf Road,
3rd Floor, Rooms A and B,
Albany, NY
And
Via Video**

Members present Nader Okby, Chair; Kathleen M. Crowley, Vice Chair; Mary Ellen Clerkin; Kelly Cwikla; Adam N. Tegnander; Alyson L. Rutigliano; Angela Miczek; Maria Friedlander; Jeninne Wright

Members excused

Extended members present Angela Tomei-Robinson

Board Office Staff present Suzanne Sullivan, RN, Executive Secretary; Eileen Avery, RN, Associate in Nursing Education

Guest Observers Amy Kellogg; Dr. Eloise Aita, President of the NYS Clinical Laboratory Association

Call to Order and Approval of Prior Meeting Minutes

The meeting was called to order at 11:00 AM. Board Members informally approved the minutes from the October 21, 2022, Clinical Laboratory Board Meeting with minor changes.

Discussion of Proposed Rule to Relating to Clinical Laboratory Technology Practitioner Licensure

Ms. Sullivan briefly described Chapter 466 of the Laws of 2022, which was enacted in response to a long-term workforce shortage of licensed clinical laboratory technology practitioners in New York. Ms. Sullivan stated this new law gives NYSED the flexibility to license additional qualified persons as clinical laboratory practitioners. Ms. Sullivan also described NYSED's plan to implement Chapter 466 of the Laws of 2022 including adopting implementing regulations in December 2022. Among other things, these regulations These regulations:

- Change the name of the histological technician to "histotechnician."
- The regulations establish a NEW pathway for clinical laboratory technicians to qualify for a New York State clinical laboratory technologist license.
- The regulations allow applicants to fulfill certain requirements for New York State licensure as a clinical laboratory technologist or a cytotechnologist by being licensed in another jurisdiction or certified by a national certifying organization acceptable to the department. It allows applicants to fulfill certain requirements for New York State certification as a clinical laboratory technician or a histological technician by being licensed in another jurisdiction or certified by a national certifying organization acceptable to the department.
- The regulations reduce the provisional permit fee and increases the duration of limited permits and provisional permits from up to one year to up to two years and makes such permits non-renewable.

Ms. Sullivan also noted that NYSED is planning to adopt additional regulations that will include additional improvements to licensure as well as regulatory requirements a new profession, histotechnologist.

Ms. Sullivan advised Board Members that NYSED is seeking their individual recommendations regarding implementation of the regulatory provisions that allow applicants to fulfill education alternative requirements for New York State licensure as a clinical laboratory technologist, clinical laboratory technician, histotechnician, or a cytotechnologist by being licensed in another jurisdiction or certified by a national certifying organization acceptable to NYSED. Ms. Sullivan explained that at the next scheduled Clinical Laboratory Technology Board Meeting, she would ask Board Members to consider which clinical laboratory professional certifications (aside from ASCP) would be acceptable for this purpose. Ms. Sullivan asked Board Members to identify criteria and information that would be helpful them, such as the education and clinical experience requirements for certification. Ms Sullivan asked the board members to email her any information they require to determine which certifications may be acceptable. Ms. Sullivan noted that she would focus first on national certifications already widely recognized by other states for licensure and practice authorization purposes. Board Members requested Ms. Sullivan to provide information on the numbers of persons certified by the organizations and whether the certification is a US based certification or international certification.

Ms. Sullivan requested that Board Members review a chart that briefly described other states licensed clinical laboratory professions. She asked Board Members to provide feedback regarding which licensed professions might be suitable to meet the alternative education requirements for New York licensure as a clinical laboratory practitioner and which licensed professions should be deferred. Ms. Sullivan explained that she planned to do additional research on the deferred state licenses and may ask Board Members at a future date to consider the other state's licenses along with additional relevant information.

After review and discussion of the chart, the consensus of Board Members was that the California's Clinical Laboratory Scientist Generalist license would be suitable to meet the education alternative requirements for New York State clinical laboratory technologist licensure. Board Members generally agreed that the following licenses could be suitable to meet the education alternative requirements for New York clinical laboratory technician licensure: California's and Hawaii's and Montana's Medical Laboratory Technician license. The consensus of Board Members was that the following licenses could be suitable to meet the education alternative requirements for New York cytotechnologist licensure: California's, Florida's, Hawaii's, Louisiana's, and West Virginia's Cytotechnologist license. Board Member suggested that NYSED also consider Montana's Clinical Laboratory Specialist in Cytology license as well as verify whether Georgia and Nevada offer a cytology license for consideration.

Ms. Sullivan explained what the process will be for the histotechnology regulations and using the ASCP licensure exams.

New Business

Review of education requirements for programs at future meetings.

The meeting adjourned at 1 PM.