



STATE OF NEW YORK
EXECUTIVE CHAMBER
ALBANY 12224

VETO # 184

December 6, 2019

TO THE SENATE:

I am returning herewith, without my approval, the following bill:

Senate Bill Number 5605, entitled:

“AN ACT to amend the public health law, in relation to including the record of completion of annually required in-service education in the state home care worker registry”

NOT APPROVED

This bill would require the New York State home care services worker registry to include a record detailing each in-service training received, and hours completed, by a home care worker.

While I recognize the importance of ensuring compliance with minimum in-service training hours where an individual works for more than one agency, as drafted the bill does not achieve its intended purpose of streamlining training requirements for home care agencies.

Under state law, certified home health agencies, long term home health care programs, and AIDS home care programs are required to provide a minimum number of hours of in-service training to their workers. Such training levels are specific to the particular needs of each type of agency and its patients or clients. Agencies cannot rely on in-service training provided by a different agency to fulfill the hours of yearly training they are required to provide to their workers. Listing a worker's total in-service training hours in the registry would not impact the number of hours each agency is required to provide to their employees but could have the unintended consequence of causing confusion relating to whether an agency has provided all required training to an individual.

In addition, mandating in-service training information in the home care services worker registry would require system changes, and ongoing maintenance, to the registry in order to accommodate such new information. This would result in unbudgeted costs and should be considered as part of the annual budget process. For these reasons, I am constrained to veto this bill.

The bill is disapproved.

A handwritten signature in black ink, appearing to read 'Andrew Cuomo', written in a cursive style.