



Department of Health

KATHY HOCHUL
Governor

JAMES V. McDONALD, MD, MPH
Commissioner

JOHANNE E. MORNE, MS
Executive Deputy Commissioner

January 2, 2026

DHDTC DAL#: 26-01

RE: Clarification on Clinical Laboratory Testing
Personnel Requirements; glucometry

Dear Chief Executive Officer, Laboratory Director and personnel,

This correspondence is to provide additional direction regarding changes to clinical laboratory personnel requirements.

On December 28, 2023, the federal Centers for Medicare and Medicaid Services (CMS) issued a Final Rule regarding Fees, Histocompatibility, Personnel and Alternative Sanctions. This Final Rule focused specifically on the changes for who can perform clinical laboratory testing. The New York Clinical Laboratory Evaluation Program (CLEP) has been granted a CLIA Exemption, pursuant to Subpart E of Title 42, Part 493 of the Code of Federal Regulations, and must maintain requirements that are at least as stringent as the federal rules governing clinical laboratories.

The federal Final Rule for Personnel went into effect on December 28, 2024. Upon implementation of this Final Rule, nursing degree qualified nurses may perform only waived and moderate complexity testing. However, a nursing degree alone is not sufficient to qualify a nurse to perform high complexity testing. Rather, the nurse must demonstrate completion of 60 semester hours from an accredited institution that includes 6 hours of chemistry, 6 hours of biology and 12 hours of a combination of chemistry, biology and/or medical laboratory technology and a total of three months of training in high complexity testing for each category in which testing will be performed.

On June 23, 2025, the Department of Health and Human Services, Centers for Medicare & Medicaid Services issued a memo and revised interpretive guidelines that allow individuals holding a Bachelor of Nursing degree to perform high-complexity glucometer testing. This correspondence serves as notice that CLEP recognizes this new interpretation of federal regulations and will be enforcing this new interpretation in facilities located in New York.

Any questions related to this policy can be directed to clep@health.ny.gov.

Sincerely,

Beverly Rauch
Director, Clinical Laboratory Evaluation Program
Wadsworth Center, NYS Department of Health

Stephanie Shulman, DrPH, MS
Director, Division of Hospitals and
Diagnostic & Treatment Centers