

STATE OF NEW YORK

3132

2017-2018 Regular Sessions

IN ASSEMBLY

January 26, 2017

Introduced by M. of A. McKEVITT, GRAF -- read once and referred to the Committee on Health

AN ACT to amend the public health law and the state finance law, in relation to the New York state tobacco settlement cancer research and treatment program

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

1 Section 1. The public health law is amended by adding a new section
2 2424 to read as follows:

3 § 2424. New York state tobacco settlement cancer research and treat-
4 ment program. 1. There is hereby established, within the department, the
5 New York state tobacco settlement cancer research and treatment program.
6 This program shall be established within the Roswell Park cancer insti-
7 tute. This program is established to fund the continued research of
8 cancer and to provide treatment to those who suffer the effects of
9 tobacco usage. This program shall be funded by the New York state tobac-
10 co settlement fund for cancer research and treatment, established by
11 section ninety-five-i of the state finance law.

12 2. The program shall provide annual written reports to the commission-
13 er addressing and summarizing the experiences of the program in its
14 quest for a cure for cancer and in the nature of the treatments provided
15 under the program. Such report shall include any recommendations for
16 additional action necessary to continue the advance on a cure for
17 cancer.

18 § 2. The state finance law is amended by adding a new section 95-i to
19 read as follows:

20 § 95-i. New York state tobacco settlement fund for cancer research and
21 treatment. 1. There is hereby established in the custody of the state
22 comptroller a special fund to be known as the "New York state tobacco
23 settlement fund for cancer research and treatment".

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

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1 2. Such fund shall consist of five percent of the gross monies
2 received by the state of New York as a result of any and all tobacco
3 related settlements, judgments or awards in which the state of New York
4 is a named party, beneficiary or recipient.

5 3. Monies of the fund shall be available to the New York state tobacco
6 settlement cancer research and treatment program established under
7 section twenty-four hundred twenty-four of the public health law.

8 4. The monies of the fund shall be paid out on the audit and warrant
9 of the comptroller on vouchers certified or approved by the commissioner
10 of health, or by an officer or employee of the department of health
11 designated by such commissioner.

12 § 3. This act shall take effect immediately. Effective immediately,
13 the addition, amendment and/or repeal of any rule or regulation neces-
14 sary for the implementation of this act on its effective date is author-
15 ized to be made on or before such effective date.