

STATE OF NEW YORK

8681

2017-2018 Regular Sessions

IN ASSEMBLY

September 25, 2017

Introduced by M. of A. ROSENTHAL -- read once and referred to the
Committee on Higher Education

AN ACT to amend the public health law, in relation to the prohibition of
the dispensing of schedule II substances through a drive-through area

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

1 Section 1. Section 3333 of the public health law is amended by adding
2 a new subdivision 6 to read as follows:

3 6. (a) No licensed, registered pharmacist, or a pharmacy intern acting
4 in conformity with the provisions of section sixty-eight hundred six of
5 the education law and regulations thereunder in a registered pharmacy
6 may dispense a controlled substance listed in schedule II of section
7 thirty-three hundred six of this article through a drive-through area of
8 such pharmacy. Such prescriptions must be dispensed to a person phys-
9 ically present inside a pharmacy.

10 (b) For purposes of this subdivision "drive-through" means an area of
11 a licensed pharmacy where a prescription may be dispensed to a person
12 occupying a motor vehicle.

13 § 2. This act shall take effect on the sixtieth day after it shall
14 have become a law; provided however, that effective immediately, the
15 addition, amendment and/or repeal of any rule or regulation necessary
16 for the implementation of this act on its effective date is authorized
17 and directed to be made and completed on or before such effective date.

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

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