

# STATE OF NEW YORK

8820

## IN SENATE

May 22, 2018

Introduced by Sen. AMEDORE -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the public health law, in relation to conditions permitting the use of medical marihuana

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

1 Section 1. Subparagraph (i) of paragraph (a) of subdivision 7 of  
2 section 3360 of the public health law, as amended by chapter 403 of the  
3 laws of 2017, is amended to read as follows:

4 (i) having one of the following severe debilitating or life-threatening  
5 conditions: cancer, positive status for human immunodeficiency virus  
6 or acquired immune deficiency syndrome, amyotrophic lateral sclerosis,  
7 Parkinson's disease, multiple sclerosis, damage to the nervous tissue of  
8 the spinal cord with objective neurological indication of intractable  
9 spasticity, epilepsy, inflammatory bowel disease, neuropathies,  
10 Huntington's disease, post-traumatic stress disorder, as a substitute  
11 for opioids for conditions expected to last less than three months,  
12 provided that the medical record must contain a written treatment plan  
13 that follows generally accepted national professional or governmental  
14 guidelines, except that the following of such a written treatment plan  
15 shall not apply in the case of patients who are being treated for cancer  
16 that is not in remission, who are in hospice or other end-of-life care,  
17 or whose pain is being treated as part of palliative care practices, or  
18 as added by the commissioner; and

19 § 2. This act shall take effect immediately; provided that the amend-  
20 ments to title 5-A of article 33 of the public health law made by  
21 section one of this act shall not affect the repeal of such title and  
22 shall be deemed repealed therewith.

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

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