

STATE OF NEW YORK

3820

2019-2020 Regular Sessions

IN ASSEMBLY

January 31, 2019

Introduced by M. of A. McDONALD, ORTIZ, MONTESANO, FRIEND, JAFFEE, JONES, BARRON, LUPARDO, D'URSO, WALLACE, SEAWRIGHT, SANTABARBARA, STECK, GALEF, FAHY, CAHILL, BLANKENBUSH -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to limiting the initial prescription of a controlled substance for the alleviation of acute pain from a seven-day supply to a three-day supply

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

- 1 Section 1. Paragraph (b) of subdivision 5 of section 3331 of the
2 public health law, as added by section 1 of part C of chapter 71 of the
3 laws of 2016, is amended to read as follows:
4 (b) Notwithstanding the provisions of paragraph (a) of this subdivi-
5 sion, a practitioner, within the scope of his or her professional opin-
6 ion or discretion, may not prescribe more than a [~~seven-day~~] three-day
7 supply of any schedule II, III, or IV opioid to an ultimate user upon
8 the initial consultation or treatment of such user for acute pain. Upon
9 any subsequent consultations for the same pain, the practitioner may
10 issue, in accordance with paragraph (a) of this subdivision, any appro-
11 priate renewal, refill, or new prescription for the opioid or any other
12 drug.
13 § 2. This act shall take effect immediately.

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

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