

# STATE OF NEW YORK

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7351

2021-2022 Regular Sessions

## IN SENATE

August 27, 2021

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

AN ACT to amend the mental hygiene law, in relation to the office of addiction services and supports and tobacco-free facilities for treatment

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

1 Section 1. Subdivision (b) of section 19.21 of the mental hygiene law,  
2 as separately amended by chapters 558 and 596 of the laws of 1999, is  
3 amended to read as follows:

4 (b) The office shall redefine and develop, establish, promulgate, and  
5 enforce certification, inspection, licensing, and treatment standards  
6 for chemical dependence facilities and staff, which shall be applied in  
7 addition to any other standards for any other services provided by such  
8 facilities, and which shall be applicable to any facility providing or  
9 purporting to provide as part or all of a program of services, any  
10 services for the alleviation of the conditions of alcoholism, alcohol  
11 abuse, substance abuse, substance dependence, chemical abuse, or chemical  
12 dependence. Such standards shall not require any chemical dependence  
13 facility to be a tobacco-free environment. Where appropriate, such stan-  
14 dards shall provide for priority of admission for persons whose children  
15 have been placed in foster care or are in jeopardy of being so placed  
16 pursuant to article ten of the family court act or article six of the  
17 social services law.

18 § 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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