

# STATE OF NEW YORK

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2331

2025-2026 Regular Sessions

## IN SENATE

January 16, 2025

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Introduced by Sens. RIVERA, BRISPORT, COMRIE, COONEY, GONZALEZ, GOUNARDES, HINCHEY, HOYLMAN-SIGAL, JACKSON, MYRIE, RAMOS, SALAZAR -- read twice and ordered printed, and when printed to be committed to the Committee on Codes

AN ACT to amend the penal law, in relation to decriminalizing the possession of buprenorphine

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

- 1 Section 1. Subdivisions 5 and 8 of section 220.00 of the penal law,  
2 subdivision 5 as amended by chapter 92 of the laws of 2021 and subdivi-  
3 sion 8 as amended by section 18 of part C of chapter 447 of the laws of  
4 2012, are amended to read as follows:  
5 5. "Controlled substance" means any substance listed in schedule I,  
6 II, III, IV or V of section thirty-three hundred six of the public  
7 health law other than buprenorphine.  
8 8. "Narcotic preparation" means any controlled substance listed in  
9 schedule II(b-1), III(d) or III(e), other than buprenorphine.  
10 § 2. This act shall take effect on the first of November next succeed-  
11 ing the date on which it shall have become a law.

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

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