

STATE OF NEW YORK

8758

IN SENATE

January 8, 2026

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

AN ACT to amend the public health law, in relation to replacing the term addict with the term person with substance use disorder

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

1 Section 1. Subdivision 3 of section 3351 of the public health law, as
2 amended by a chapter of the laws of 2025 amending the public health law
3 relating to authorizing institutional dispensers to dispense controlled
4 substances for use off premises in an emergency situation for at least
5 three days and authorizing practitioners to dispense controlled
6 substances for use in maintenance or detoxification treatment to an
7 addict or habitual user, as proposed in legislative bills numbers S.
8 3416-D and A. 5892-B, is amended to read as follows:

9 3. A practitioner may prescribe, administer, and dispense any schedule
10 III, IV, or V narcotic drug approved by the federal food and drug admin-
11 istration specifically for use in maintenance or detoxification treat-
12 ment to [~~an addict~~] a person with substance use disorder or habitual
13 user.

14 § 2. This act shall take effect on the same date and in the same
15 manner as a chapter of the laws of 2025 amending the public health law
16 relating to authorizing institutional dispensers to dispense controlled
17 substances for use off premises in an emergency situation for at least
18 three days and authorizing practitioners to dispense controlled
19 substances for use in maintenance or detoxification treatment to an
20 addict or habitual user, as proposed in legislative bills numbers S.
21 3416-D and A. 5892-B, takes effect.

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

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