

S T A T E O F N E W Y O R K

8276--A

2009-2010 Regular Sessions

I N A S S E M B L Y

May 12, 2009

Introduced by M. of A. JAFFEE, ZEBROWSKI, KOON, TOWNSEND, FIELDS, CASTRO, GUNTHER, GALEF, BURLING, ESPAILLAT, BARRON, McDONOUGH, JOHN, TOBACCO -- Multi-Sponsored by -- M. of A. CALHOUN, CAMARA, COOK, CROUCH, DeMONTE, JEFFRIES, MAISEL, MARKEY, MAYERSOHN, NOLAN, PHEFFER, SAYWARD, SCHIMEL, SKARTADOS, WEISENBERG -- read once and referred to the Committee on Higher Education -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the education law, in relation to restricting access to dextromethorphan, commonly known as "dxm"

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. The education law is amended by adding a new section 6811-c
2 to read as follows:
3 S 6811-C. RESTRICTED ACCESS TO RETAIL SALE OF DEXTROMETHORPHAN,
4 COMMONLY KNOWN AS "DXM". ANY RETAIL ESTABLISHMENT THAT SELLS ANY PROD-
5 UCT OR PRODUCTS CONTAINING AS THE ONLY ACTIVE INGREDIENT DEXTROMETHOR-
6 PHAN, SHALL LIMIT ACCESS TO PERSONS EIGHTEEN YEARS OF AGE OR YOUNGER TO
7 SUCH PRODUCTS IN A MANNER DESIGNED TO PREVENT THE MISUSE OR ABUSE OF
8 SUCH PRODUCTS.
9 S 2. This act shall take effect immediately; provided, however, that
10 the rules and regulations necessary to implement the provisions of this
11 act shall be promulgated and take effect on or before the one hundred
12 eightieth day after this act 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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