

1001

2015-2016 Regular Sessions

I N   A S S E M B L Y

January 8, 2015

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Introduced by M. of A. MILLER, GOODELL -- read once and referred to the  
Committee on Health

AN ACT to amend the public health law, in relation to establishing the  
disposal of prescription drugs program

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

1     Section 1. The public health law is amended by adding a new article  
2     2-B to read as follows:

3                                                             ARTICLE 2-B

4                                                             DISPOSAL OF PRESCRIPTION DRUGS PROGRAM

5     SECTION 290. DEFINITIONS.

6                     291. DISPOSAL OF PRESCRIPTION DRUGS PROGRAM; ESTABLISHMENT.

7     S 290. DEFINITIONS. 1. "PRESCRIPTION DRUG" OR "DRUG" MEANS A DRUG  
8     DEFINED IN SUBDIVISION SEVEN OF SECTION SIXTY-EIGHT HUNDRED TWO OF THE  
9     EDUCATION LAW, FOR WHICH A PRESCRIPTION IS REQUIRED UNDER THE FEDERAL  
10    FOOD, DRUG AND COSMETIC ACT.

11    2. "PHARMACY" MEANS ANY PLACE IN WHICH DRUGS, PRESCRIPTIONS OR POISONS  
12    ARE POSSESSED FOR THE PURPOSE OF COMPOUNDING, PRESERVING, DISPENSING OR  
13    RETAILING, OR IN WHICH DRUGS, PRESCRIPTIONS OR POISONS ARE COMPOUNDED,  
14    PRESERVED, DISPENSED OR RETAILED, OR IN WHICH SUCH DRUGS, PRESCRIPTIONS  
15    OR POISONS ARE BY ADVERTISING OR OTHERWISE OFFERED FOR SALE AT RETAIL.

16    S 291. DISPOSAL OF PRESCRIPTION DRUGS PROGRAM; ESTABLISHMENT. 1. THERE  
17    IS HEREBY ESTABLISHED IN THE DEPARTMENT A DISPOSAL OF PRESCRIPTION DRUGS  
18    PROGRAM TO IMPLEMENT A SYSTEM BY WHICH PHARMACIES ACCEPT AND DISPOSE OF  
19    ANY UNUSED PORTIONS OF PRESCRIPTION DRUGS PRESCRIBED TO RESIDENTS OF  
20    THIS STATE.

21    2. THE COMMISSIONER IS AUTHORIZED AND DIRECTED TO PROMULGATE SUCH  
22    RULES AND REGULATIONS AS ARE NECESSARY TO IMPLEMENT THE PROVISIONS OF  
23    THIS ARTICLE. SUCH RULES AND REGULATIONS SHALL ENABLE PHARMACISTS TO  
24    ACCEPT AND DISPOSE OF ANY PRESCRIPTION DRUG WHICH IS BROUGHT TO THEM FOR  
25    THE PURPOSE OF DISPOSAL.

26    S 2. This act shall take effect on the ninetieth day after it shall  
27    have become a law.

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

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