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

10123

I N A S S E M B L Y

May 11, 2016

Introduced by M. of A. PEOPLES-STOKES, GOTTFRIED -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to disclosure of the list of practitioners registered to certify patients for the use of medical marihuana

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

Section 1. Subdivision 4 of section 3369 of the public health law, as added by chapter 90 of the laws of 2014, is amended to read as follows:

4. (A) Certification applications, certification forms, any certified patient information contained within a database, and copies of registry identification cards shall be deemed exempt from public disclosure under sections eighty-seven and eighty-nine of the public officers law.

(B) THE NAME, CONTACT INFORMATION, AND OTHER INFORMATION RELATING TO PRACTITIONERS REGISTERED WITH THE DEPARTMENT UNDER THIS TITLE SHALL BE PUBLIC INFORMATION AND SHALL BE MAINTAINED BY THE COMMISSIONER ON THE DEPARTMENT'S WEBSITE ACCESSIBLE TO THE PUBLIC IN SEARCHABLE FORM. HOWEVER, IF A PRACTITIONER NOTIFIES THE DEPARTMENT IN WRITING THAT HE OR SHE DOES NOT WANT HIS OR HER NAME AND OTHER INFORMATION DISCLOSED, THAT PRACTITIONER'S NAME AND OTHER INFORMATION SHALL THEREAFTER NOT BE PUBLIC INFORMATION OR MAINTAINED ON THE DEPARTMENT'S WEBSITE, UNLESS THE PRACTITIONER CANCELS THE REQUEST.

S 2. This act shall take effect sixty days after it shall become a law; provided that effective immediately: (a) the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date; and (b) practitioners may make requests under paragraph (b) of subdivision 4 of section 3369 of the public health law, as added by section one of this act. Provided further, that the amendments to subdivision 4 of section 3369 of the public health law made by section one of this act shall not affect the repeal of such section and shall be deemed repealed therewith.

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

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