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

9151

I N A S S E M B L Y

January 29, 2016

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

AN ACT to amend the public health law, in relation to designating additional registered organizations to manufacture and dispense medical marihuana

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

Section 1. Subdivision 9 of section 3365 of the public health law, as added by chapter 90 of the laws of 2014, is amended to read as follows:

9. (A) The commissioner shall register no more than five registered organizations that manufacture medical marihuana with no more than four dispensing sites wholly owned and operated by such registered organization. The commissioner shall ensure that [such] registered organizations and dispensing sites are geographically distributed across the state. The commission may register additional registered organizations.

(B) THE COMMISSIONER SHALL, BY JANUARY FIRST, TWO THOUSAND SEVENTEEN, REGISTER AT LEAST FIVE ADDITIONAL REGISTERED ORGANIZATIONS THAT MANUFACTURE MEDICAL MARIHUANA, EACH OF WHICH MAY OPERATE NO MORE THAN FOUR DISPENSING SITES. IN DETERMINING WHICH APPLICANTS TO SELECT UNDER THIS PARAGRAPH:

(I) THE COMMISSIONER SHALL SEEK TO PROVIDE DISPENSARIES IN UNDERSERVED AREAS; AND

(II) WHERE AN APPLICANT WAS AN APPLICANT IN THE COMMISSIONER'S INITIAL SELECTION PROCESS UNDER PARAGRAPH (A) OF THIS SUBDIVISION, THE COMMISSIONER SHALL CONSIDER THE INFORMATION PROVIDED BY THE APPLICANT IN THAT INITIAL PROCESS, TO THE EXTENT IT IS CURRENTLY APPLICABLE, AND GIVE APPROPRIATE WEIGHT TO THE COMMISSIONER'S EVALUATION OF THE APPLICANT IN THAT INITIAL PROCESS.

S 2. This act shall take effect immediately; provided however that the amendments to section 3365 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the public health law made by section one of this act shall not affect the repeal of such section and shall be deemed repealed therewith.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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