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

6988

I N S E N A T E

March 14, 2016

Introduced by Sen. SANDERS -- read twice and ordered printed, and when printed to be committed to the Committee on Higher Education

AN ACT to amend the education law, in relation to requiring pharmacies to post signs regarding the sale of emergency contraception

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

Section 1. The education law is amended by adding a new section 6832 to read as follows:

S 6832. DISPLAY OF INFORMATION RELATING TO EMERGENCY CONTRACEPTION. 1. ANY PHARMACY THAT DOES NOT SELL EMERGENCY CONTRACEPTION MUST CONSPICUOUSLY POST, AT OR ADJACENT TO EACH COUNTER OVER WHICH PRESCRIPTION DRUGS ARE SOLD, SIGNAGE INDICATING IN LARGE TYPE THAT EMERGENCY CONTRACEPTION IS NOT SOLD AT SUCH PHARMACY.

2. ANY PERSON WHO SHALL VIOLATE THE PROVISIONS OF THIS SECTION SHALL PAY A CIVIL PENALTY OF NOT LESS THAN TWO HUNDRED FIFTY DOLLARS NOR MORE THAN FIVE HUNDRED DOLLARS FOR THE FIRST OFFENSE AND FOR EACH SUCCEEDING OFFENSE A PENALTY OF NOT LESS THAN FIVE HUNDRED DOLLARS NOR MORE THAN SEVEN HUNDRED FIFTY DOLLARS FOR EACH SUCH VIOLATION. FOR THE PURPOSES OF THIS SECTION, IF ON ANY SINGLE DAY THE REQUIRED SIGNAGE IS NOT DISPLAYED IN ACCORDANCE WITH THIS SECTION, IT SHALL BE CONSIDERED A SINGLE VIOLATION.

3. FOR THE PURPOSES OF THIS SECTION, "EMERGENCY CONTRACEPTION" MEANS ONE OR MORE PRESCRIPTION DRUGS, USED SEPARATELY OR IN COMBINATION, TO BE ADMINISTERED TO OR SELF-ADMINISTERED BY THE PATIENT IN A DOSAGE AND MANNER FOR PREVENTING PREGNANCY WHEN USED AFTER INTERCOURSE, FOUND SAFE AND EFFECTIVE FOR THAT USE BY THE UNITED STATES FOOD AND DRUG ADMINISTRATION, AND DISPENSED FOR THAT PURPOSE IN ACCORDANCE WITH PROFESSIONAL STANDARDS OF PRACTICE.

S 2. This act shall take effect on the sixtieth day after it 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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