

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:

1 Section 1. Subdivision 4 of section 3369 of the public health law, as
2 added by chapter 90 of the laws of 2014, is amended to read as follows:
3 4. (A) Certification applications, certification forms, any certified
4 patient information contained within a database, and copies of registry
5 identification cards shall be deemed exempt from public disclosure under
6 sections eighty-seven and eighty-nine of the public officers law.
7 (B) THE NAME, CONTACT INFORMATION, AND OTHER INFORMATION RELATING TO
8 PRACTITIONERS REGISTERED WITH THE DEPARTMENT UNDER THIS TITLE SHALL BE
9 PUBLIC INFORMATION AND SHALL BE MAINTAINED BY THE COMMISSIONER ON THE
10 DEPARTMENT'S WEBSITE ACCESSIBLE TO THE PUBLIC IN SEARCHABLE FORM. HOWEV-
11 ER, IF A PRACTITIONER NOTIFIES THE DEPARTMENT IN WRITING THAT HE OR SHE
12 DOES NOT WANT HIS OR HER NAME AND OTHER INFORMATION DISCLOSED, THAT
13 PRACTITIONER'S NAME AND OTHER INFORMATION SHALL THEREAFTER NOT BE PUBLIC
14 INFORMATION OR MAINTAINED ON THE DEPARTMENT'S WEBSITE, UNLESS THE PRAC-
15 TITIONER CANCELS THE REQUEST.
16 S 2. This act shall take effect sixty days after it shall become a
17 law; provided that effective immediately: (a) the addition, amendment
18 and/or repeal of any rule or regulation necessary for the implementation
19 of this act on its effective date are authorized to be made and
20 completed on or before such effective date; and (b) practitioners may
21 make requests under paragraph (b) of subdivision 4 of section 3369 of
22 the public health law, as added by section one of this act. Provided
23 further, that the amendments to subdivision 4 of section 3369 of the
24 public health law made by section one of this act shall not affect the
25 repeal of such section and shall be deemed repealed therewith.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.

LBD15399-01-6