

7812

2015-2016 Regular Sessions

I N A S S E M B L Y

May 27, 2015

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

AN ACT to amend the public health law, in relation to opioid analgesic  
prescriptions

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 section  
2 3309-b to read as follows:

3 S 3309-B. OPIOID ANALGESIC PRESCRIPTION. 1. FOR THE FIRST OPIOID ANAL-  
4 GESIC PRESCRIPTION OF A CALENDAR YEAR THAT IS GREATER THAN A ONE WEEK'S  
5 SUPPLY, THE PRESCRIBING PHYSICIAN SHALL COUNSEL THE PATIENT ON THE RISKS  
6 OF OVERDOSE, AND INFORM THE PATIENT OF THE AVAILABILITY OF AN OPIOID  
7 ANTAGONIST, INCLUDING, BUT NOT LIMITED TO, NALOXONE.

8 2. FOR THE PURPOSES OF THIS SECTION, THE FOLLOWING TERMS SHALL HAVE  
9 THE FOLLOWING MEANINGS:

10 (A) "OPIOID ANALGESICS" MEANS THE MEDICINES BUPRENORPHINE, BUTORPHA-  
11 NOL, CODEINE, HYDROCODONE, HYDROMORPHONE, LEVORPHANOL, MEPERIDINE,  
12 METHADONE, MORPHINE, NALBUPHINE, OXYCODONE, OXYMORPHONE, PENTAZOCINE,  
13 PROPOXYPHENE AS WELL AS THEIR BRAND NAMES, ISOMERS AND COMBINATIONS.

14 (B) "OPIOID ANTAGONIST" MEANS AN FDA-APPROVED DRUG THAT, WHEN ADMINIS-  
15 TERED, NEGATES OR NEUTRALIZES IN WHOLE OR IN PART THE PHARMACOLOGICAL  
16 EFFECTS OF AN OPIOID IN THE BODY. THE OPIOID ANTAGONIST IS LIMITED TO  
17 NALOXONE OR OTHER MEDICATIONS APPROVED BY THE DEPARTMENT FOR THIS  
18 PURPOSE.

19 S 2. This act shall take effect on the one hundred twentieth day after  
20 it shall have become a law; provided, however, that effective immediate-  
21 ly, the addition, amendment and/or repeal of any rule or regulation  
22 necessary for the implementation of this act on its effective date is  
23 authorized and directed to be made and completed on or before such  
24 effective date.

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

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