

7249--A

I N   S E N A T E

April 11, 2016

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Introduced by Sen. RIVERA -- read twice and ordered printed, and when printed to be committed to the Committee on Health -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public health law, in relation to conditions permitting 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. Paragraph (a) of subdivision 7 of section 3360 of the  
2     public health law, as added by chapter 90 of the laws of 2014, is  
3     amended to read as follows:  
4     (a) "Serious condition" means:  
5     (i) having one of the following severe debilitating or life-threatening  
6     conditions: cancer, positive status for human immunodeficiency virus  
7     or acquired immune deficiency syndrome, amyotrophic lateral sclerosis,  
8     Parkinson's disease, multiple sclerosis, damage to the nervous tissue of  
9     the spinal cord with objective neurological indication of intractable  
10    spasticity, epilepsy, inflammatory bowel disease, neuropathies,  
11    Huntington's disease, SEVERE CHRONIC PAIN (IN WHICH OTHER THERAPEUTIC  
12    INTERVENTIONS, INCLUDING OPIATE THERAPY, ARE CONTRAINDICATED, INEFFECTIVE,  
13    OR LIKELY TO HAVE MORE SERIOUS SIDE EFFECTS), or as added by the  
14    commissioner; and  
15    (ii) any of the following conditions where it is clinically associated  
16    with, or a complication of, a condition under this paragraph or its  
17    treatment: cachexia or wasting syndrome; severe or chronic pain; severe  
18    nausea; seizures; severe or persistent muscle spasms; or such conditions  
19    as are added by the commissioner.  
20    S 2. This act shall take effect immediately; provided that the amendments  
21    to title 5-A of article 33 of the public health law made by  
22    section one of this act shall not affect the expiration and repeal of  
23    such title and shall expire and be deemed repealed therewith.

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

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