STATE OF NEW YORK

7006

2017-2018 Regular Sessions

IN ASSEMBLY

March 29, 2017

Introduced by M. of A. GOTTFRIED, KEARNS, ZEBROWSKI, ORTIZ, MOSLEY, LAVINE, HUNTER, COOK, HEVESI, D'URSO, SKOUFIS, SIMON, GLICK, McDONALD, M. L. MILLER, SEPULVEDA, WALTER, PEOPLES-STOKES, HOOPER, GALEF, RICHARDSON, MOYA, CARROLL, BLAKE, LUPARDO, BRINDISI -- Multi-Sponsored by -- M. of A. CAHILL, DINOWITZ, FARRELL, LENTOL, McDONOUGH, McLAUGHLIN, MORINELLO, ROZIC -- read once and referred to the Committee on Health

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:

Section 1. Paragraph (a) of subdivision 7 of section 3360 of the public health law, as added by chapter 90 of the laws of 2014, is amended to read as follows:

(a) "Serious condition" means:

(i) having one of the following severe debilitating or life-threatening conditions: cancer, positive status for human immunodeficiency virus or acquired immune deficiency syndrome, amyotrophic lateral sclerosis, Parkinson's disease, multiple sclerosis, damage to the nervous tissue of the spinal cord with objective neurological indication of intractable spasticity, epilepsy, inflammatory bowel disease, neuropathies, Huntington's disease, **post-traumatic stress disorder,** or as added by the commissioner; and

(ii) any of the following conditions where it is clinically associated with, or a complication of, a condition under this paragraph or its treatment: cachexia or wasting syndrome; severe or chronic pain; severe nausea; seizures; severe or persistent muscle spasms; or such conditions as are added by the commissioner.

§ 2. This act shall take effect immediately; provided that the amendments to title 5-A of article 33 of the public health law made by section one of this act shall not affect the repeal of such title and shall be deemed repealed therewith.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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