

# STATE OF NEW YORK

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7741

2017-2018 Regular Sessions

## IN ASSEMBLY

May 11, 2017

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

AN ACT to amend the public health law, in relation to limiting the initial prescription of a controlled substance for the alleviation of acute pain from a seven-day supply to a three-day supply

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Paragraph (b) of subdivision 5 of section 3331 of the  
2 public health law, as added by section 1 of part C of chapter 71 of the  
3 laws of 2016, is amended to read as follows:

4 (b) Notwithstanding the provisions of paragraph (a) of this subdivi-  
5 sion, a practitioner, within the scope of his or her professional opin-  
6 ion or discretion, may not prescribe more than a [~~seven-day~~] three-day  
7 supply of any schedule II, III, or IV opioid to an ultimate user upon  
8 the initial consultation or treatment of such user for acute pain. Upon  
9 any subsequent consultations for the same pain, the practitioner may  
10 issue, in accordance with paragraph (a) of this subdivision, any appro-  
11 priate renewal, refill, or new prescription for the opioid or any other  
12 drug.

13 § 2. This act shall take effect immediately.

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

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