# STATE OF NEW YORK

7662--A

# IN SENATE

February 5, 2018

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

AN ACT to amend the penal law, in relation to the criminal possession of fentanyl

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

Section 1. The penal law is amended by adding a new section 220.79 to read as follows:

**§ 220.79 Criminal possession of fentanyl.**

**A person is guilty of criminal possession of fentanyl when he or she knowingly and unlawfully possesses, manufactures, distributes, or uses fentanyl, or any fentanyl analogs, to enhance another illegal substance.**

**Criminal possession of fentanyl is a class E felony.**

§ 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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