STATE OF NEW YORK

8693

2017-2018 Regular Sessions

IN ASSEMBLY

September 25, 2017

Introduced by M. of A. LUPINACCI -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to the apportionment of money to school districts for the purchase of opioid antagonists

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

Section 1. The education law is amended by adding a new section 3609 to read as follows:

§ 3609. Moneys apportioned for the reimbursement for the purchase of opioid antagonists. 1. Definitions. (a) "School district" shall mean all public school districts eligible for total foundation aid pursuant to subdivision four of section thirty-six hundred two of this article.

(b) "Opioid antagonist" means a drug approved by the food and drug administration that, when administered, negates or neutralizes in whole or in part the pharmacological effects of an opioid in the body. "Opioid antagonist" shall include naloxone and other medications approved by the New York state department of health or the food and drug administration for the purpose of negating or neutralizing in whole or in part the pharmacological effects of an opioid in the body.

2. Reimbursement for the purchase of opioid antagonists. (a) On or after the first business day of June of each school year, commencing June first, two thousand eighteen, a school district shall be paid an amount equal to one hundred percent of the payments made by such school district for the purchase of opioid antagonists on or after May first of the prior school year.

(b) On or before May first of the current school year, each school district shall submit receipts for the purchase of such opioid antagonists to the commissioner of health. No payment may be made pursuant to this section until such amount for each school district is certified by the commissioner of health and transmitted to the commissioner. Such

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

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certification shall be made on or before May thirty-first so as to facilitate payments to be made pursuant to this section.

3. Method of payment. (a) Moneys paid pursuant to this section shall be payable to the treasurer of each city school district, union free school district, central school district and of each other school district, if there is such treasurer, otherwise to the collector or other disbursing officer of such district, who shall apply for and receive the same as soon as payable.

(b) In the case of city school districts of the cities with one hundred twenty-five thousand inhabitants or more, any payment which pursuant to this section is required to be made to the treasurer of the city school district, shall be made to the city treasurer or chamberlain.

4. Any payment to a school district pursuant to this section shall be general receipts of the district and may be used for any lawful purpose of the district.

§ 2. This act shall take effect immediately.