

# STATE OF NEW YORK

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2217

2019-2020 Regular Sessions

## IN ASSEMBLY

January 22, 2019

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

AN ACT to amend the public health law, in relation to allowing for the use of medical marihuana for autism spectrum disorder

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 amended by chapter 273 of the laws of 2018, is  
3 amended to read as follows:

4 (a) "Serious condition" means:

5 (i) having one of the following severe debilitating or life-threaten-  
6 ing 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, autism spectrum disorder, post-traumatic stress  
12 disorder, pain that degrades health and functional capability where the  
13 use of medical marihuana is an alternative to opioid use, substance use  
14 disorder, or as added by the 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 § 2. This act shall take effect immediately; provided, however, that  
21 the amendments to section 3360 of the public health law, made by section  
22 one of this act, shall not affect the repeal of such section and shall  
23 be deemed repealed therewith.

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

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