

# STATE OF NEW YORK

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5653

2019-2020 Regular Sessions

## IN SENATE

May 10, 2019

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Introduced by Sen. METZGER -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the public health law, in relation to the prescription monitoring program registry being used to investigate prescribers

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

1 Section 1. Subdivision 7 of section 3343-a of the public health law,  
2 as added by section 2 of part A of chapter 447 of the laws of 2012, is  
3 amended to read as follows:

4 7. Department analysis of data. (a) The department shall periodically  
5 analyze data contained in the prescription monitoring program registry  
6 to identify information that indicates that a violation of law or breach  
7 of professional standards may have occurred and, as warranted, provide  
8 any relevant information to appropriate entities as permitted under  
9 section thirty-three hundred seventy-one of this article. The department  
10 shall keep a record of the information provided, including, but not  
11 limited to, the specific information provided and the agency to which  
12 such information was provided, including the name and title of the  
13 person to whom such information was provided and an attestation from  
14 such person that he or she has authority to receive such information.

15 (b) The department shall identify and investigate prescribers with  
16 statistically high prescribing patterns. If the department reasonably  
17 believes after such investigation that a violation of the law has  
18 occurred the department shall provide such information to the attorney  
19 general.

20 § 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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