STATE OF NEW YORK

6910

2023-2024 Regular Sessions

IN ASSEMBLY

May 9, 2023

Introduced by M. of A. DICKENS -- read once and referred to the Committee on Alcoholism and Drug Abuse

AN ACT to amend the mental hygiene law, in relation to establishing, incorporating and certifying addiction and substance abuse facilities in the city of New York

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

Section 1. Subdivision (g) of section 19.09 of the mental hygiene law, as amended by chapter 271 of the laws of 2010, is amended to read as follows:

(g) **(1)** The commissioner shall establish and operate chemical dependence programs, facilities, and services for the prevention, treatment, and rehabilitation, including relapse prevention and recovery maintenance, of persons who abuse or are dependent on alcohol and/or substances, and significant others not limited to the psychiatric model but embodying all recognized or promising approaches.

(2) In cities with a population of one million or more, the commissioner shall ensure persons have accessible healthcare, treatment capacities and harm reduction services; provided, however,

(i) in any one of the assembly districts, the number of persons cannot exceed two percent of the total number of persons enrolled in the office of addiction services and supports programs;

(ii) in any of the assembly districts, the number of persons cannot fall below .2% of the total number of persons enrolled in the office of addiction services and supports programs;

(iii) in any one location, or within one hundred feet of such location, the number of persons cannot exceed one percent of the total number of persons enrolled in the office of addiction services and supports programs; and

(iv) no license shall be issued on the same street or within two hundred feet of a building that is used exclusively as a school, church,

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

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synagogue or other place of worship, or another existing program licensed by the office of addiction services and supports.

§ 2. This act shall take effect on the ninetieth day after it shall have become a law.