STATE OF NEW YORK

1681

2023-2024 Regular Sessions

IN SENATE

January 13, 2023

Introduced by Sen. HINCHEY -- 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 establishment and operation of drug take back collection systems in certain pharmacies

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

Section 1. Section 291 of the public health law is amended by adding a new subdivision 5-a to read as follows:

5-a. In the event that a drug take back proposal designed to cover one or more regions of the state is not submitted and approved by the department of environmental conservation by March thirty-first, two thousand twenty-four, or if no subsequent proposal is resubmitted and approved, by March thirty-first, two thousand twenty-four, the sole responsibility for establishing, paying for, and operating a drug take back collection system shall shift to the owners and operators of such pharmacies, at no charge to customers within such chain pharmacy retail locations. If and when such shift occurs, such chain pharmacy owners and operators shall have collection systems installed for use by the general public no later than June thirtieth, two thousand twenty-four. All collection systems installed and operated pursuant to this section shall meet all applicable federal and state regulations pertaining to the secure collection, documentation, shipping and safe disposal of controlled substances and other drugs authorized for collection.

§ 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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