

# 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:

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

3 5-a. In the event that a drug take back proposal designed to cover one  
4 or more regions of the state is not submitted and approved by the  
5 department of environmental conservation by March thirty-first, two  
6 thousand twenty-four, or if no subsequent proposal is resubmitted and  
7 approved, by March thirty-first, two thousand twenty-four, the sole  
8 responsibility for establishing, paying for, and operating a drug take  
9 back collection system shall shift to the owners and operators of such  
10 pharmacies, at no charge to customers within such chain pharmacy retail  
11 locations. If and when such shift occurs, such chain pharmacy owners and  
12 operators shall have collection systems installed for use by the general  
13 public no later than June thirtieth, two thousand twenty-four. All  
14 collection systems installed and operated pursuant to this section shall  
15 meet all applicable federal and state regulations pertaining to the  
16 secure collection, documentation, shipping and safe disposal of  
17 controlled substances and other drugs authorized for collection.

18 § 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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