## STATE OF NEW YORK

3112

2023-2024 Regular Sessions

## IN SENATE

January 27, 2023

Introduced by Sen. MANNION -- read twice and ordered printed, and when printed to be committed to the Committee on Alcoholism and Substance Abuse

AN ACT to amend the public health law, in relation to requiring public entities to maintain a stock of opioid antagonists

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

- Section 1. Short title. This act shall be known and may be cited as 2 "Erin's law".
- 3 § 2. Subparagraph (v) of paragraph (a) of subdivision 3 of section 3309 of the public health law, as added by chapter 148 of the laws of 2020, is amended and a new subdivision 8 is added to read as follows:
- (v) As used in this section, "entity" or "public entity" includes, but is not limited to, a school district, public library, board of cooperative educational services, county vocational education and extension board, charter school, non-public elementary or secondary school, restaurant, bar, retail store, shopping mall, barber shop, beauty 10 parlor, theater, sporting or event center, inn, hotel or motel. 11
- 12 8. The commissioner shall require all public entities to maintain 13 on-site opioid antagonists, in quantities and types deemed by the 14 commissioner, to be adequate to ensure ready and appropriate access for use during emergencies to any individual on the premises of such public 15 entity suspected of having an opioid overdose whether or not there is a 16 previous history of opioid abuse at such public entity. The commission-17 er shall establish a process by which public entities may apply to 18
- receive opioid antagonists free of charge. Such process shall be oper-19 20 ated in compliance with existing laws, rules, and regulations relating
- 21 to the distribution of an opioid antagonist.

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§ 3. This act shall take effect immediately. 22

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

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