# STATE OF NEW YORK

7166

2023-2024 Regular Sessions

# IN SENATE

May 18, 2023

Introduced by Sens. PARKER, SEPULVEDA -- 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 establishing a state stockpile

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

Section 1. The public health law is amended by adding a new article 2-C to read as follows:

**ARTICLE 2-C**

**STRATEGIC STATE STOCKPILE**

**Section 297. State stockpile.**

**§ 297. State stockpile. 1. The commissioner shall maintain a stockpile or stockpiles of drugs, vaccines and other biological products, medical devices and other supplies in such numbers, types and amounts as determined by the governor. The commissioner shall conduct an annual review of the contents of such stockpile, including, but not limited to, non-pharmaceutical supplies, and make necessary additions or modifications to the contents of such stockpile based on such review.**

**2. The commissioner, in managing the stockpile pursuant to subdivision one of this section, shall:**

**(a) consult with the workgroup for disease elimination and reduction established pursuant to section two hundred sixty-six of this chapter;**

**(b) ensure that adequate procedures are followed with respect to such stockpile for inventory management and accounting and for the physical security of such stockpile;**

**(c) review and revise, as appropriate, the contents of such stockpile on a regular basis to ensure that emerging threats and the potential depletion of countermeasures currently in the stockpile are identified and appropriately addressed, including through necessary replenishment; and**

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

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**(d) devise plans for the effective and timely supply-chain management of such stockpile, in consultation with the appropriate state and local agencies and the public and private healthcare infrastructure.**

**3. The commissioner shall be responsible for the procurement of supplies to be stored in such stockpile pursuant to this section, including negotiating terms such as the quantity, production schedule, and price of supplies, and entering into contracts and cooperative agreements.**

§ 2. This act shall take effect immediately.