

STATE OF NEW YORK

10695

IN ASSEMBLY

August 28, 2024

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Burdick) --
read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to authorizing certain persons to possess and administer epinephrine by use of an epinephrine auto-injector device upon completion of appropriate training, and to require the department of health to establish a registry of the names of lay persons trained in the use of an epinephrine auto-injector device

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

1 Section 1. Paragraph (a) of subdivision 1 of section 3000-c of the
2 public health law, as amended by chapter 194 of the laws of 2021, is
3 amended to read as follows:
4 (a) "Eligible person or entity" means: (i) an ambulance service or
5 advanced life support first response service; a certified first respon-
6 der, firefighter in a city, town or village having a population of less
7 than one million, emergency medical technician, or advanced emergency
8 medical technician, who is employed by or an enrolled member of any such
9 service; (ii) a children's overnight camp as defined in subdivision one
10 of section thirteen hundred ninety-two of this chapter, a summer day
11 camp as defined in subdivision two of section thirteen hundred ninety-
12 two of this chapter, a traveling summer day camp as defined in subdivi-
13 sion three of section thirteen hundred ninety-two of this chapter or a
14 person employed by such a camp; (iii) a school district, board of coop-
15 erative educational services, county vocational education and extension
16 board, charter school, and non-public elementary and secondary school in
17 this state or any person employed by any such entity, or employed by a
18 contractor of such an entity while performing services for the entity;
19 (iv) a sports, entertainment, amusement, education, government, day care
20 or retail facility; an educational institution, youth organization or
21 sports league; an establishment that serves food; or a person employed
22 by such entity; (v) a police officer or peace officer in a city, town or
23 village having a population of less than one million; (vi) forest
24 rangers, park rangers and environmental conservation police officers;

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

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1 [~~and~~] (vii) any person who has voluntarily and successfully completed
2 the training described in paragraph (c) of subdivision two of this
3 section; and (viii) any other person or entity designated or approved,
4 or in a category designated or approved pursuant to regulations of the
5 commissioner in consultation with other appropriate agencies.

6 § 2. Section 3000-c of the public health law is amended by adding a
7 new subdivision 5 to read as follows:

8 5. The department shall establish and regularly update a registry of
9 persons currently trained to administer epinephrine by use of an
10 epinephrine auto-injector device as provided in subparagraph (vii) of
11 paragraph (a) of subdivision one of this section. A person's name shall
12 be added to the registry upon request by the person and submission of
13 information as determined by the commissioner documenting the successful
14 completion by the person of the requisite training. A person whose name
15 appears on the registry may obtain a non-patient-specific prescription
16 for an epinephrine auto-injector device as provided in subdivision three
17 of this section from a healthcare practitioner or from the department.
18 The registry shall be maintained as an internal resource solely for the
19 department's use and shall not be disclosed to the general public.

20 § 3. This act shall take effect immediately.