

# STATE OF NEW YORK

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5984

2023-2024 Regular Sessions

## IN ASSEMBLY

March 28, 2023

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Introduced by M. of A. McDONALD -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to increasing the supply of controlled substances a practitioner in a hospital without a full-time pharmacy may dispense to a patient in a hospital emergency room for use off the premises

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

- 1 Section 1. Subdivision 2 of section 3342 of the public health law, as  
2 amended by chapter 692 of the laws of 1976, is amended to read as  
3 follows:  
4 2. An institutional dispenser may dispense controlled substances for  
5 use off its premises only pursuant to a prescription, prepared and filed  
6 in conformity with this title, provided, however, that, in an emergency  
7 situation as defined by rule or regulation of the department, a practi-  
8 tioner in a hospital without a full-time pharmacy may dispense  
9 controlled substances to a patient in a hospital emergency room for use  
10 off the premises of the institutional dispenser for a period not to  
11 exceed [~~twenty-four~~] seventy-two hours.  
12 § 2. This act shall take effect on the ninetieth day after it shall  
13 have become a law.

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

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