

STATE OF NEW YORK

6084--A

2023-2024 Regular Sessions

IN SENATE

March 28, 2023

Introduced by Sen. FERNANDEZ -- read twice and ordered printed, and when printed to be committed to the Committee on Consumer Protection -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general business law, in relation to prohibiting the sale of xylazine

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

1 Section 1. The general business law is amended by adding a new section
2 392-k to read as follows:

3 § 392-k. Sale of xylazine. 1. For purposes of this section, the term
4 "xylazine" shall mean a pharmaceutical drug used for sedation, anes-
5 thesia, muscle relaxation, and analgesia in animals such as horses,
6 cattle, and other non-human mammals.

7 2. No person, corporation, partnership, limited liability company,
8 firm, online platform, or any other business entity doing business with-
9 in this state shall sell, offer for sale, or deliver xylazine to indi-
10 viduals without proof of its intended use for institutional, veterinary,
11 or scientific purposes.

12 3. No person, corporation, partnership, limited liability company,
13 firm, online platform, or other business entity doing business within
14 this state shall sell, offer for sale, or deliver xylazine to individ-
15 uals under the age of twenty-one.

16 4. Any person, corporation, partnership, limited liability company,
17 firm, online platform or other business entity doing business within
18 this state which sells, offers for sale, or distributes xylazine, shall
19 require and retain sales records, proof of age, and proof of use from
20 all purchasers.

21 5. Any person, corporation, partnership, limited liability company,
22 firm, online platform, or other business entity doing business within
23 this state that violates the provisions of this section by selling,

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

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1 offering for sale, or delivery of xylazine shall be subject to a civil
2 penalty of not more than five hundred dollars per violation, recoverable
3 in an action by the attorney general of the state of New York.

4 § 2. This act shall take effect immediately.