STATE OF NEW YORK

70

2023-2024 Regular Sessions

IN SENATE

(Prefiled)

January 4, 2023

Introduced by Sen. GALLIVAN -- 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 requesting the opioid history of certain persons

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 section 3309-b to read as follows:

§ 3309-b. Opioid prevention; request opioid history. Notwithstanding any inconsistent provision of law to the contrary, where a health care professional or professionals require the completion of an allergy checklist or form by the patient, prior to receiving care by such professional or professionals, the checklist or form shall also inquire about the opioid history of such patient. Such opioid history provided by the patient, if any, is intended to inform the health care professional or professionals diagnostic and treatment options in order to prevent any opioid relapse by such patient. The provision of this section shall not supplant the requirements set forth under section thirty-three hundred forty-three-a of this article related to the duty to consult the prescription monitoring program registry.

§ 2. This act shall take effect on the ninetieth day after it shall have become a law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.

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

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