

# STATE OF NEW YORK

2253--A

2025-2026 Regular Sessions

## IN ASSEMBLY

January 16, 2025

Introduced by M. of A. ROSENTHAL, SANTABARBARA, MEEKS -- read once and referred to the Committee on Health -- recommitted to the Committee on Health in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public health law, in relation to dispensing certain controlled substances for use by a person with a substance use disorder

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

1 Section 1. Subdivisions 1 and 2 of section 3351 of the public health  
2 law, as amended by chapter 511 of the laws of 2025, are amended to read  
3 as follows:

4 1. Controlled substances may be prescribed for, or administered or  
5 dispensed to a person with substance use disorder or habitual user:

6 (a) during emergency medical treatment unrelated to [~~abuse~~] such  
7 substance use disorder or habitual use of controlled substances;

8 (b) who is a bona fide patient suffering from an incurable and fatal  
9 disease such as cancer or advanced tuberculosis;

10 (c) who is aged, infirm, or suffering from serious injury or illness  
11 and the withdrawal from controlled substances would endanger the life or  
12 impede or inhibit the recovery of such person.

13 2. Controlled substances may be ordered for use by a person with  
14 substance use disorder or habitual user by a practitioner and adminis-  
15 tered by a practitioner [~~or~~], registered nurse, or emergency medical  
16 technician-paramedic, acting within their scope of practice, to relieve  
17 acute withdrawal symptoms.

18 § 2. Subdivisions 1 and 2 of section 3351 of the public health law, as  
19 separately amended by chapters 511 and 546 of the laws of 2025, are  
20 amended to read as follows:

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

LBD05629-02-6

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6 disease such as cancer or advanced tuberculosis;

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9 impede or inhibit the recovery of such person.

10 2. Controlled substances may be ordered for use by a person with  
11 substance use disorder or habitual user by a practitioner and adminis-  
12 tered by a practitioner [~~or~~], registered nurse, or emergency medical  
13 technician-paramedic, acting within their scope of practice, to relieve  
14 acute withdrawal symptoms.

15 § 3. This act shall take effect immediately; provided, however, that  
16 section two of this act shall take effect on the same date and in the  
17 same manner as section 2 of chapter 546 of the laws of 2025, takes  
18 effect.