

**RESOLUTION NO. 819 -2017, ADOPTING LOCAL LAW  
NO. 24 -2017, A LOCAL LAW TO ENSURE ACCESS TO  
NALOXONE AT SUBSTANCE ABUSE AND MENTAL HEALTH  
SERVICE PROVIDERS**

**WHEREAS**, there was duly presented and introduced to this County Legislature at a meeting held on July 25, 2017, a proposed local law entitled, "**A LOCAL LAW TO ENSURE ACCESS TO NALOXONE AT SUBSTANCE ABUSE AND MENTAL HEALTH SERVICE PROVIDERS**"; now, therefore be it

**RESOLVED**, that said local law be enacted in form as follows:

**LOCAL LAW NO. 24 -2017, SUFFOLK COUNTY, NEW YORK**

**A LOCAL LAW TO ENSURE ACCESS TO NALOXONE AT  
SUBSTANCE ABUSE AND MENTAL HEALTH SERVICE  
PROVIDERS**

**BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF  
SUFFOLK**, as follows:

**Section 1. Legislative Intent.**

This Legislature hereby finds and determines that Suffolk County is currently in the midst of an opiate addiction crisis.

This Legislature also finds and determines that many people addicted to opiates seek help for their addiction at substance abuse treatment providers and mental health service providers.

This Legislature finds that naloxone is an antidote that can reverse opiate overdose as they occur, saving lives.

This Legislature determines that mental health service providers and substance abuse service organizations should have naloxone on site with staff trained in its administration to protect the vulnerable populations they serve.

Therefore, the purpose of this law is to require mental health service providers and substance abuse service providers which contract with the County to have naloxone and employees trained in administering Narcan on site at all times.

**Section 2. Definitions.**

As used in this law, the following terms shall have the meaning indicated:

"Mental Health Service Provider" - any entity which primarily provides mental health treatment, therapy or counseling to persons, either individually or in a group setting, at its premises. This definition shall not include an agency that provides referral services only.

“Substance Abuse Service Provider” - any entity which primarily provides treatment, therapy or counseling to persons for alcohol or substance abuse/addiction, either individually or in a group setting, at its premises. This definition shall not include agencies that provide referral services only.

### **Section 3. Contract Requirements.**

- A. Prior to the award of a County contract, grant or funding to a mental health service provider or a substance abuse service provider, the mental health service provider or substance abuse service provider must file a written attestation with the County that they shall, during the term of their contract or grant:
  - 1. have naloxone on premises at all times; and
  - 2. have staff trained in the administration of naloxone on premises at all times during business hours.
  
- B All County contracts with mental health service providers and substance abuse service providers shall contain a provision setting forth the requirements that the provider must have naloxone on premises at all times and staff trained in naloxone administration on premises at all times during business hours.

### **Section 4. Applicability.**

This law shall apply to all contracts entered into on or after the effective date of this law.

### **Section 5. Severability.**

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

### **Section 6. SEQRA Determination.**

This Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5(c)(20), (21), and/or (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection. The Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law.

**Section 7. Effective Date.**

This law shall take effect immediately upon filing in the Office of the Secretary of State.

DATED: October 3, 2017

APPROVED BY:

/s/ Steven Bellone  
County Executive of Suffolk County

Date: October 23, 2017

After a public hearing duly held on October 17, 2017  
Filed with the Secretary of State on November 6, 2017