



Department of Health

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Executive Deputy Commissioner

May 15, 2018

Subject: Opioid Stewardship Act in Fiscal Year 2019 Enacted Budget

Dear Manufacturers, Distributors, and Importers of Controlled Substances:

This letter is to advise manufacturers, distributors, and importers of controlled substances licensed in New York State that Part NN of the Fiscal Year 2019 State Budget (Chapter 57 of the Laws of 2018), which amends Article 33 of the Public Health Law by adding a new Title 2-A, the Opioid Stewardship Act (OSA), becomes effective on July 1, 2018. The OSA establishes a first-in-the-nation Opioid Stewardship program in which manufacturers, distributors, and importers will help to fund the fight against the opioid epidemic.

To briefly summarize, the OSA requires manufacturers, distributors, and importers of controlled substances to report transaction information for all opioids sold or distributed to or within New York State (NYS). The Department of Health (DOH) will determine each licensee's percentage of total opioids sold and distributed to or within NYS. The OSA requires manufacturers, distributors and importers to report transaction data for the 2017 calendar year by August 1, 2018. DOH will calculate ratable shares of the assessment based on the reported data, and will issue invoices for the ratable shares of the assessment to each licensee by October 15, 2018. Payments of the invoices are due on January 1, 2019. Future year assessments, beginning with the 2018 calendar year, will be payable quarterly beginning in 2020.

A copy of the OSA is enclosed. The Department will provide additional details online at www.health.ny.gov/professionals/narcotic in the near future. Questions may be sent to osa@health.ny.gov.

Sincerely,

Joshua S. Vinciguerra
Director, Bureau of Narcotic Enforcement