

1 A bill to be entitled
2 An act relating to controlled substance testing;
3 amending s. 893.145, F.S.; revising the definition of
4 the term "drug paraphernalia" to exclude certain
5 narcotic-drug-testing products; providing an effective
6 date.

7 Be It Enacted by the Legislature of the State of Florida:
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9 Section 1. Subsection (4) of section 893.145, Florida
10 Statutes, is amended to read:

11 893.145 "Drug paraphernalia" defined.—The term "drug
12 paraphernalia" means all equipment, products, and materials of
13 any kind which are used, intended for use, or designed for use
14 in planting, propagating, cultivating, growing, harvesting,
15 manufacturing, compounding, converting, producing, processing,
16 preparing, testing, analyzing, packaging, repackaging, storing,
17 containing, concealing, transporting, injecting, ingesting,
18 inhaling, or otherwise introducing into the human body a
19 controlled substance in violation of this chapter or s. 877.111.
20 Drug paraphernalia is deemed to be contraband which shall be
21 subject to civil forfeiture. The term includes, but is not
22 limited to:

23 (4) Testing equipment used, intended for use, or designed
24 for use in identifying, or in analyzing the strength,
25 effectiveness, or purity of, controlled substances, excluding

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26 | narcotic-drug-testing products that are used to determine
27 | whether a controlled substance contains fentanyl as described in
28 | s. 893.03(2)(b)9. or any other substance described in s.
29 | 893.135(1)(c)4.a.

30 | Section 2. This act shall take effect July 1, 2023.