

ENROLLED

CS/HB 1195

2025 Legislature

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2       An act relating to fentanyl testing; creating s.  
3       395.1042, F.S.; providing a short title; requiring  
4       hospitals or hospital-based off-campus emergency  
5       departments to test for fentanyl in a urine test and  
6       perform a confirmation test if the urine test results  
7       are positive for fentanyl; requiring specified results  
8       to be retained as part of the patient's clinical  
9       record for a certain timeframe; providing an effective  
10      date.

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12   Be It Enacted by the Legislature of the State of Florida:

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14       Section 1.   Section 395.1042, Florida Statutes, is created  
15   to read:

16       395.1042   Fentanyl testing.—

17       (1)   This section may be cited as "Gage's Law."

18       (2)(a)   If an individual is treated at a hospital or  
19   hospital-based off-campus emergency department for emergency  
20   services and care for a possible drug overdose or poisoning, and  
21   the hospital or hospital-based off-campus emergency department  
22   conducts a urine drug test to assist in diagnosing the  
23   individual's condition, the hospital must include testing for  
24   fentanyl in the urine test.

25       (b)   If the test results are positive for fentanyl, the

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26   hospital must perform a confirmation test as defined in s.  
27   440.102(1).  
28       (c) The results of the urine drug test and the  
29   confirmation test must be retained as part of the patient's  
30   clinical record for the period of time required by the  
31   hospital's current practice.  
32       Section 2. This act shall take effect July 1, 2025.