

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

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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 solely to determine
27 | whether a controlled substance contains fentanyl as described in
28 | s. 893.03(2)(b)9., dangerous fentanyl or fentanyl analogues as
29 | ~~or any other controlled substance~~ specified in s.
30 | 893.135(1)(c)4.a., or xylazine as described in s.
31 | 893.03(1)(c)37. This exclusion does not apply to a narcotic-
32 | drug-testing product that can measure or determine the quantity,
33 | weight, or potency of a controlled substance.

34 | **Section 2.** This act shall take effect July 1, 2026.