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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/24/2026	.	
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The Committee on Fiscal Policy (Gaetz) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Subsection (4) of section 893.145, Florida
Statutes, is amended to read:

893.145 "Drug paraphernalia" defined.—The term "drug
paraphernalia" means all equipment, products, and materials of
any kind which are used, intended for use, or designed for use
in planting, propagating, cultivating, growing, harvesting,



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11 manufacturing, compounding, converting, producing, processing,
12 preparing, testing, analyzing, packaging, repackaging, storing,
13 containing, concealing, transporting, injecting, ingesting,
14 inhaling, or otherwise introducing into the human body a
15 controlled substance in violation of this chapter or s. 877.111.
16 Drug paraphernalia is deemed to be contraband which shall be
17 subject to civil forfeiture. The term includes, but is not
18 limited to:

19 (4) Testing equipment used, intended for use, or designed
20 for use in identifying, or in analyzing the strength,
21 effectiveness, or purity of, controlled substances, excluding
22 narcotic-drug-testing products that are used solely to determine
23 whether a controlled substance contains fentanyl as described in
24 s. 893.03(2)(b)9., dangerous fentanyl or fentanyl analogues as
25 or any other controlled substance specified in s.
26 893.135(1)(c)4.a., or xylazine as described in s.
27 893.03(1)(c)37. This exclusion does not apply to a narcotic-
28 drug-testing product that can measure or determine the quantity,
29 weight, or potency of a controlled substance.

30 Section 2. This act shall take effect July 1, 2026.

31
32 ===== T I T L E A M E N D M E N T =====

33 And the title is amended as follows:

34 Delete everything before the enacting clause
35 and insert:

36 A bill to be entitled
37 An act relating to drug paraphernalia; amending s.
38 893.145, F.S.; revising the definition of "drug
39 paraphernalia" to exclude certain narcotic-drug-



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testing products; providing an effective date.