

1 State of Arkansas
2 94th General Assembly
3 Regular Session, 2023
4

A Bill

SENATE BILL 40

5 By: Senator J. Boyd
6 By: Representatives Gramlich, L. Johnson
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING THE POSSESSION OF
10 FENTANYL TEST STRIPS; TO EXCLUDE FENTANYL TEST STRIPS
11 FROM THE DEFINITION OF "DRUG PARAPHERNALIA" UNDER THE
12 UNIFORM CONTROLLED SUBSTANCES ACT; AND FOR OTHER
13 PURPOSES.
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Subtitle

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17 TO EXCLUDE FENTANYL TEST STRIPS FROM THE
18 DEFINITION OF "DRUG PARAPHERNALIA" UNDER
19 THE UNIFORM CONTROLLED SUBSTANCES ACT.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. Arkansas Code § 5-64-101(12), concerning the definition of
25 "drug paraphernalia" under the Uniform Controlled Substances Act, is amended
26 to add an additional subdivision to read as follows:

27 (D) "Drug paraphernalia" does not include a disposable,
28 single-use test strip that can detect the presence of fentanyl or fentanyl
29 analogs in a substance;
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