

**Subject** Syringe services providers; drug paraphernalia

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## Overview

This bill repeals section 152.092 (possession of drug paraphernalia crime), makes conforming changes, adds a definition of “syringe services provider,” and modifies provisions regarding possession, control, and sales of hypodermic syringes or needles. It also modifies the definition of drug paraphernalia to remove items that may be used to test the strength, effectiveness, or purity of a controlled substance.

## Summary

Section	Description
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| 1 | <p><b>Law enforcement records.</b></p> <p>Amends § 121A.28. Strikes reference to § 152.092 (possession of drug paraphernalia crime), which is being repealed, from section requiring a law enforcement agency to provide notice to schools of drug incidents involving students.</p>                                                                                                                                   |
| 2 | <p><b>Syringe services provider.</b></p> <p>Amends § 151.01 by adding subd. 43. Adds definition of “syringe services provider.”</p>                                                                                                                                                                                                                                                                                    |
| 3 | <p><b>Generally.</b></p> <p>Amends § 151.40, subd. 1. Modifies list of persons who may possess, control, manufacture, sell, furnish, dispense, or otherwise dispose of hypodermic syringes or needles. Removes “possess” and “control” from list of unlawful acts.</p> <p>Adds syringe service providers and their employees and agents to list of exceptions.</p> <p>Makes this section effective August 1, 2023.</p> |
| 4 | <p><b>Sales of clean needles and syringes.</b></p> <p>Amends § 151.40, subd. 2. Removes limit of ten or fewer for sales of unused hypodermic needles or syringes without a prescription or direction of a practitioner.</p>                                                                                                                                                                                            |

Section	Description
5	<p><b>Drug paraphernalia.</b></p> <p>Amends § 152.01, subd. 18. Modifies definition of “drug paraphernalia” by removing equipment, products, or materials used for testing the strength, effectiveness, or purity of a controlled substance. Removes limitation on possessing hypodermic syringes or needles or any instrument or implement which can be adapted for subcutaneous injections.</p> <p>Makes this section effective August 1, 2023.</p>
6	<p><b>Local regulations.</b></p> <p>Amends § 152.205. Removes reference to § 152.092, which is being repealed.</p>
7	<p><b>Repealer.</b></p> <p>Repeals § 152.092 (possession of drug paraphernalia crime).</p>



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