

HOUSE No. 1955

The Commonwealth of Massachusetts

PRESENTED BY:

David M. Rogers and Greg Schwartz

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to fentanyl test strips.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>David M. Rogers</i>	<i>24th Middlesex</i>	<i>1/16/2025</i>
<i>Greg Schwartz</i>	<i>12th Middlesex</i>	<i>1/16/2025</i>
<i>Christopher Hendricks</i>	<i>11th Bristol</i>	<i>1/23/2025</i>
<i>Patrick Joseph Kearney</i>	<i>4th Plymouth</i>	<i>2/5/2025</i>

HOUSE No. 1955

By Representatives Rogers of Cambridge and Schwartz of Newton, a petition (accompanied by bill, House, No. 1955) of David M. Rogers, Greg Schwartz and others relative to the decriminalization of fentanyl test strips. The Judiciary.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Fourth General Court
(2025-2026)**

An Act relative to fentanyl test strips.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 1 of chapter 94C of the General Laws, as appearing in the 2022
2 Official Edition, is hereby amended by inserting after the word “substances”, in line 123, the
3 following words:- ; provided, however, that said testing equipment shall not include fentanyl test
4 strips or any testing equipment or device solely used, intended for use or designed to be used to
5 determine whether a substance contains fentanyl or its analogues.

6 SECTION 2. Said chapter 94C is hereby further amended by inserting after section 19F
7 the following section:-

8 Section 19G. Any person who, in good faith, provides, administers or utilizes a fentanyl
9 test strip or any testing equipment or device solely used, intended for use or designed to be used
10 to determine whether a substance contains fentanyl or its analogues shall not, as a result of the
11 person’s acts or omissions, be subject to any criminal or civil liability or any professional

- 12 disciplinary action; provided, however, that this section shall not apply to acts of gross
- 13 negligence or willful or wanton misconduct.