

1                   A bill to be entitled  
 2           An act relating to deaths resulting from apparent drug  
 3           overdoses; providing a short title; amending s.  
 4           893.0301, F.S.; providing additional requirements for  
 5           reports of deaths resulting from apparent drug  
 6           overdoses; providing an effective date.

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 8   Be It Enacted by the Legislature of the State of Florida:

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 10       Section 1. This act may be cited as "Devin's Law."

11       Section 2. Section 893.0301, Florida Statutes, is amended  
 12       to read:

13           893.0301 Death resulting from apparent drug overdose;  
 14       reporting requirements.—If a person dies of an apparent drug  
 15       overdose:

16           (1) A law enforcement agency shall prepare a report  
 17       identifying each ~~prescribed~~ controlled substance listed in  
 18       Schedule I, Schedule II, Schedule III, or Schedule IV of s.  
 19       893.03 which is found on or near the deceased or among the  
 20       deceased's possessions. The report must identify the person who  
 21       prescribed or delivered the controlled substance, if known or  
 22       ascertainable. Thereafter, the law enforcement agency shall  
 23       classify the death as a "suspicious death" or a "death  
 24       investigation," absent any mitigating circumstances, and submit  
 25       a copy of the report to the medical examiner. Mitigating

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26 | circumstances shall be considered if the decedent is found to  
27 | have lawfully obtained the controlled substance or substances  
28 | that contributed to the death.

29 | (2) A medical examiner who is preparing a report pursuant  
30 | to s. 406.11 shall include in the report information identifying  
31 | each ~~prescribed~~ controlled substance listed in Schedule I,  
32 | Schedule II, Schedule III, or Schedule IV of s. 893.03 that was  
33 | found in, on, or near the deceased or among the deceased's  
34 | possessions, as well as the classification of death found by the  
35 | reporting law enforcement agency.

36 | Section 3. This act shall take effect July 1, 2018.