

**SENATE  
STATE OF MINNESOTA  
NINETY-SECOND SESSION**

**S.F. No. 1724**

(SENATE AUTHORS: FATEH, Hoffman and Abeler)

DATE  
03/04/2021

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OFFICIAL STATUS  
Introduction and first reading  
Referred to Judiciary and Public Safety Finance and Policy

1.1 A bill for an act  
1.2 relating to public safety; amending the definition of drug paraphernalia; amending  
1.3 Minnesota Statutes 2020, section 152.01, subdivision 18.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2020, section 152.01, subdivision 18, is amended to read:

1.6 Subd. 18. **Drug paraphernalia.** (a) Except as otherwise provided in paragraph (b), "drug  
1.7 paraphernalia" means all equipment, products, and materials of any kind, except those items  
1.8 used in conjunction with permitted uses of controlled substances under this chapter or the  
1.9 Uniform Controlled Substances Act, which are knowingly or intentionally used primarily  
1.10 in (1) manufacturing a controlled substance, (2) injecting, ingesting, inhaling, or otherwise  
1.11 introducing into the human body a controlled substance, (3) testing the strength, effectiveness,  
1.12 or purity of a controlled substance, or (4) enhancing the effect of a controlled substance.

1.13 (b) "Drug paraphernalia" does not include the possession, manufacture, delivery, or sale  
1.14 of: (1) hypodermic needles or syringes in accordance with section 151.40, subdivision 2;  
1.15 or (2) products that detect the presence of fentanyl or a fentanyl analog in a controlled  
1.16 substance.