

[Second Reprint]

ASSEMBLY, No. 3909

STATE OF NEW JERSEY
221st LEGISLATURE

INTRODUCED FEBRUARY 27, 2024

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SYNOPSIS

“Illicit Opioid Supply Substances Poisoning Awareness Act”; requires school districts to provide instruction on dangers of illicit opioid substances.

CURRENT VERSION OF TEXT

As reported by the Senate Budget and Appropriations Committee on January 8, 2026, with amendments.

(Sponsorship Updated As Of: 12/22/2025)

1 AN ACT concerning instruction on the dangers of ¹**[fentanyl and**
 2 **xylazine]** certain illicit opioid substances¹ in public schools ¹**[,**
 3 **designated as Max’s Law,]**¹ and supplementing chapter 35 of
 4 Title 18A of the New Jersey Statutes.

5
 6 **BE IT ENACTED** *by the Senate and General Assembly of the State*
 7 *of New Jersey:*

8
 9 ¹1. This act shall be known and may be cited as the “Illicit Opioid
 10 Supply Substances Poisoning Awareness Act.”¹

11
 12 ¹**[1.]** 2.¹ a. A school district shall include instruction on the
 13 dangers of ¹**[fentanyl and xylazine]** substances that are the most
 14 prevalent or emerging in the illicit opioid supply in New Jersey¹ in an
 15 appropriate place in the curriculum of students in grades six through
 16 12 as part of the district’s implementation of the New Jersey Student
 17 Learning Standards in Comprehensive Health and Physical Education.

18 b. The instruction shall include, at a minimum, information on:

19 (1) ¹**[fentanyl and xylazine]** illicit opioid substance¹ abuse
 20 prevention;

21 (2) ¹**[fentanyl and xylazine]** illicit opioid substance¹ poisoning
 22 awareness;

23 (3) the dangers of synthetic opioids, ¹**[including fentanyl or any**
 24 **substituted derivative of fentanyl, xylazine]** common non-opioids
 25 added to the opioid supply as adulterants¹, and counterfeit drugs;

26 (4) recognizing the symptoms of ¹**[fentanyl and xylazine]** opioid¹
 27 poisoning;

28 (5) how to respond to ¹**[a fentanyl or xylazine]** an opioid¹
 29 poisoning emergency; ¹**[and]**¹ ²and²

30 (6) laws that provide immunity or other protections for persons
 31 who ¹**[report drug or alcohol use]** administer opioid antidotes, such as
 32 naloxone¹, or who seek medical treatment for drug or alcohol
 33 poisoning or overdoses for themselves or others ²**[**¹; and

34 (7) where to access opioid antidotes, including naloxone, on school
 35 premises and in the community¹².

36 c. The Commissioner of Education ²**[**¹, in consultation with the
 37 Commissioner of Health,¹² shall provide school districts with
 38 ¹existing¹ age-appropriate resources ¹**[designed to implement]**
 39 ²compiled by the Commissioner of Health² that address¹ the
 40 ¹**[requirement]** requirements¹ established pursuant to subsection a. of
 41 this section. Information for instruction on the dangers of ¹**[fentanyl**

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly AED committee amendments adopted December 18, 2025.

²Senate SBA committee amendments adopted January 8, 2025.

- 1 and xylazine] illicit opioid substances¹ shall utilize information and
2 resources provided by:
- 3 (1) the National Institutes of Health;
 - 4 (2) ¹[the United States Drug Enforcement Administration;
 - 5 (3)]¹ the United States Department of Health and Human
6 Services;
 - 7 ¹[(4)] (3)¹ the Centers for Disease Control and Prevention;
 - 8 ¹(4) the New Jersey Department of Human Services¹; or
 - 9 (5) any State, county, or municipal department or agency.
- 10 d. ²A school district shall provide age-appropriate information on
11 where to access opioid antidotes, including naloxone, on school
12 premises and in the community to students in a manner to be
13 determined by the district.
- 14 e.² The Department of Education shall post and maintain on its
15 Internet website information on:
- 16 (1) instruction ¹[on the dangers of fentanyl and xylazine]¹
17 provided to school districts pursuant to subsection c. of this section ¹on
18 the dangers of substances in the illicit opioid supply¹;
 - 19 (2) awareness and safety materials for school staff, students, and
20 parents on opioid poisoning prevention;
 - 21 (3) outreach organizations with resources concerning opioid
22 awareness and opioid poisoning prevention; ¹[and]¹
 - 23 (4) preventative mental health resources available from applicable
24 federal, State, county, or municipal departments and agencies ¹; and
 - 25 (5) information connecting students and parents to resources,
26 including resources on locations in which students and parents can
27 obtain naloxone in their schools and communities¹.
- 28 ¹[e. The State Board of Education shall review and update the
29 New Jersey Student Learning Standards in Comprehensive Health and
30 Physical Education to ensure instruction on the dangers of fentanyl and
31 xylazine is incorporated in an appropriate place in the curriculum of
32 students in grades six through 12 as required pursuant to this section.]¹
- 33 ²f. The State Board of Education shall review and update the New
34 Jersey Student Learning Standards in Comprehensive Health and
35 Physical Education to ensure instruction on the dangers of substances
36 in the illicit opioid supply is incorporated in an appropriate place in the
37 curriculum of students in grades six through 12 as required pursuant to
38 this section.²
- 39
- 40 ¹[2. The Commissioner of Education, in consultation with local
41 school districts and the Commissioner of Health, shall submit an
42 annual report to the Governor, and to the Legislature pursuant to
43 section 2 of P.L.1991, c.164 (C.52:14-19.1), on the implementation
44 of the curriculum requirement established pursuant to section 1
45 P.L. , c. (C.) (pending before the Legislature as this bill).
46 The report shall include an evaluation of the effectiveness of the

1 curriculum in reducing and preventing the use of, or poisoning
2 from, fentanyl, xylazine, and similar drugs among youth, and
3 recommendations to improve and enhance the effectiveness of the
4 curriculum.】¹

5
6 3. This act shall take effect immediately and shall first apply to
7 the first full school year following the ¹【date of enactment】 next
8 regularly scheduled update to the New Jersey Student Learning
9 Standards in Comprehensive Health and Physical Education pursuant
10 to section 4 of P.L.2007, c.260 (C.18A:7F-46)¹.