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AB-1394 Personal opioid drug deactivation and disposal systems. (2025-2026)

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Date Published: 04/01/2025 09:00 PM

AMENDED IN ASSEMBLY APRIL 01, 2025

AMENDED IN ASSEMBLY MARCH 24, 2025

CALIFORNIA LEGISLATURE— 2025–2026 REGULAR SESSION

ASSEMBLY BILL

NO. 1394

Introduced by Assembly Member Wallis

February 21, 2025

An act to add Part 6.23 (commencing with Section 1179.803) to Division 1 of the Health and Safety Code, relating to opioids.

LEGISLATIVE COUNSEL'S DIGEST

AB 1394, as amended, Wallis. Personal opioid *drug deactivation and* disposal systems.

Existing law requires the State Department of Public Health, subject to an appropriation, to award naloxone grant funding to local health departments, local government agencies, or others in order to reduce the rate of fatal overdose from opioids.

This bill, subject to an appropriation, would require the department to establish and administer a statewide program ~~that awards funding to local health departments, local government agencies, or, on a competitive basis, to community-based organizations, regional opioid prevention coalitions, or both,~~ to distribute personal opioid *drug deactivation and* disposal ~~systems, as defined, systems~~ to individuals to encourage safe *and environmentally responsible* disposal practices and mitigate risks associated with unused or expired prescription ~~opioids. The bill would require the department to, among other things, provide an online portal for individuals to request a personal opioid disposal system.~~ *and illicit opioids, as specified.*

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Part 6.23 (commencing with Section 1179.803) is added to Division 1 of the Health and Safety Code, to read:

PART 6.23. Personal Opioid Disposal Systems

1179.803. (a) In order to reduce the rate of *misuse, diversion, and* fatal overdose from prescription opioid drugs, the State Department of Public Health shall, subject to an appropriation *by the Legislature* for this purpose, establish and administer a statewide program ~~that awards funding to local health departments, local government agencies, or, on a competitive basis, to community-based organizations, regional opioid prevention coalitions, or both,~~ to distribute *a* personal opioid *drug deactivation and* disposal ~~systems~~ *system* to individuals to encourage safe *and environmentally responsible* disposal practices and mitigate risks associated with unused or expired prescription *and illicit* opioids.

(b) ~~#~~*In* establishing and administering the statewide program described in subdivision (a), the department shall do all of the following:

(1) Establish guidelines for the *evidence-based*, environmentally ~~safe~~ *safe*, and effective use of personal opioid *drug deactivation and* disposal systems.

(2) Provide an online portal for individuals to request ~~a personal opioid disposal system,~~ *an initial and any additional personal opioid drug deactivation and disposal systems.*

(3) Prioritize communities disproportionately affected by the opioid crisis when distributing resources under the statewide program.

(4) Deliver, via the United States Postal Service, a personal opioid drug deactivation and disposal system with an enclosed educational and informational card to those households in localities deemed at highest risk.

(c) For purposes of this section, “personal opioid *drug deactivation and* disposal system” means a portable product designed for a patient’s personal use for the purpose of allowing the patient of a prescribed drug containing an opioid to deactivate *and permanently render* the prescribed drug containing an opioid to a nonretrievable *and nonabusable* condition or state.