

§1,2
C.18A:35-4.51
and 18A:35-4.52
§3
Note

P.L. 2025, CHAPTER 278, *approved January 17, 2026*
Assembly, No. 3909 (*Second Reprint*)

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

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

3 c. The Commissioner of Education ²~~1~~, in consultation with the
4 Commissioner of Health,¹² shall provide school districts with
5 ¹~~existing~~ age-appropriate resources ¹~~designed to implement~~
6 ²~~compiled by the Commissioner of Health~~² that address¹ the
7 ¹~~requirement~~ requirements¹ established pursuant to subsection a. of
8 this section. Information for instruction on the dangers of ¹~~fentanyl~~
9 ~~and xylazine~~ illicit opioid substances¹ shall utilize information and
10 resources provided by:

11 (1) the National Institutes of Health;

12 (2) ¹~~the United States Drug Enforcement Administration;~~

13 (3)¹ the United States Department of Health and Human
14 Services;

15 ¹~~(4)~~ (3)¹ the Centers for Disease Control and Prevention;

16 ¹~~(4) the New Jersey Department of Human Services;~~¹ or

17 (5) any State, county, or municipal department or agency.

18 d. ²A school district shall provide age-appropriate information on
19 where to access opioid antidotes, including naloxone, on school
20 premises and in the community to students in a manner to be
21 determined by the district.

22 e.² The Department of Education shall post and maintain on its
23 Internet website information on:

24 (1) instruction ¹~~on the dangers of fentanyl and xylazine~~¹
25 provided to school districts pursuant to subsection c. of this section ¹on
26 the dangers of substances in the illicit opioid supply¹;

27 (2) awareness and safety materials for school staff, students, and
28 parents on opioid poisoning prevention;

29 (3) outreach organizations with resources concerning opioid
30 awareness and opioid poisoning prevention; ¹~~and~~¹

31 (4) preventative mental health resources available from applicable
32 federal, State, county, or municipal departments and agencies ¹; and

33 (5) information connecting students and parents to resources,
34 including resources on locations in which students and parents can
35 obtain naloxone in their schools and communities¹.

36 ¹~~e.~~ The State Board of Education shall review and update the
37 New Jersey Student Learning Standards in Comprehensive Health and
38 Physical Education to ensure instruction on the dangers of fentanyl and
39 xylazine is incorporated in an appropriate place in the curriculum of
40 students in grades six through 12 as required pursuant to this section.¹

41 ²f. The State Board of Education shall review and update the New
42 Jersey Student Learning Standards in Comprehensive Health and
43 Physical Education to ensure instruction on the dangers of substances
44 in the illicit opioid supply is incorporated in an appropriate place in the
45 curriculum of students in grades six through 12 as required pursuant to
46 this section.²

1 ¹2. The Commissioner of Education, in consultation with local
2 school districts and the Commissioner of Health, shall submit an
3 annual report to the Governor, and to the Legislature pursuant to
4 section 2 of P.L.1991, c.164 (C.52:14-19.1), on the implementation
5 of the curriculum requirement established pursuant to section 1
6 P.L. , c. (C.) (pending before the Legislature as this bill).
7 The report shall include an evaluation of the effectiveness of the
8 curriculum in reducing and preventing the use of, or poisoning
9 from, fentanyl, xylazine, and similar drugs among youth, and
10 recommendations to improve and enhance the effectiveness of the
11 curriculum.]¹

12
13 3. This act shall take effect immediately and shall first apply to
14 the first full school year following the ¹[date of enactment] next
15 regularly scheduled update to the New Jersey Student Learning
16 Standards in Comprehensive Health and Physical Education pursuant
17 to section 4 of P.L.2007, c.260 (C.18A:7F-46)¹.

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21
22 “Illicit Opioid Supply Substances Poisoning Awareness Act”;
23 requires school districts to provide instruction on dangers of illicit
24 opioid substances.