

119TH CONGRESS
1ST SESSION

S. 690

To combat the fentanyl crisis.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 24, 2025

Mr. SCOTT of Florida introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To combat the fentanyl crisis.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Overdose Response Ac-
5 tion Data for Actionable Reforms Act” or the “Overdose
6 RADAR Act”.

7 **SEC. 2. ACCURATE DATA ON OPIOID-RELATED OVERDOSES.**

8 Part D of title V of the Public Health Service Act
9 (42 U.S.C. 290dd et seq.) is amended by adding at the
10 end the following:

1 **“SEC. 554. ACCURATE DATA ON OPIOID-RELATED**
2 **OVERDOSES.**

3 “The Secretary may award grants to States, terri-
4 tories, and localities to support improved data and surveil-
5 lance on opioid-related overdoses, including for activities
6 to improve postmortem toxicology testing, data linkage
7 across data systems throughout the United States, elec-
8 tronic death reporting, or the comprehensiveness of data
9 on fatal and nonfatal opioid-related overdoses.”.

10 **SEC. 3. OFFICE OF NATIONAL DRUG CONTROL POLICY RE-**
11 **FORM.**

12 (a) SENSE OF CONGRESS.—It is the sense of Con-
13 gress that—

14 (1) the Director of the Office of National Drug
15 Control Policy shall be a Cabinet-level position; and

16 (2) nothing in this section shall affect the re-
17 porting structure of agencies with drug enforcement
18 responsibilities.

19 (b) REQUIREMENTS.—The Office of National Drug
20 Control Policy shall—

21 (1) document strategies for ensuring prevention
22 of duplicating services and grant funding within Na-
23 tional Drug Control Program agencies;

24 (2) collaborate with the National Center for
25 Health Statistics and the National Forensic Labora-
26 tory Information System, including by working with

1 the Department of Justice to create national stand-
2 ards for the submission of data to ensure uniformity
3 across the United States, including data from cases
4 in which the defendant pleads guilty; and

5 (3) issue guidance that States and localities
6 should record overdose deaths as homicides if there
7 is sufficient evidence that the overdose was not self-
8 induced and intentional.

9 (c) INTERAGENCY COORDINATING COUNCIL.—The
10 Office of National Drug Control Policy, the Department
11 of Justice, the Department of Health and Human Serv-
12 ices, and other National Drug Control Program agencies
13 shall coordinate to limit duplication and ensure uniform
14 reporting standards and improve relationships between the
15 agencies.

16 (d) CONGRESSIONAL REVIEW ACT.—If the Office of
17 National Drug Control Policy does not certify that a final
18 rule made by a National Drug Control Program partici-
19 pant is consistent with the National Drug Control Policy,
20 the rule shall be deemed to be submitted under section
21 801(a)(1) of title 5, United States Code.

22 (e) REPROGRAMMING AND TRANSFER REQUESTS.—
23 Section 704(c)(4)(A) of the Office of National Drug Con-
24 trol Policy Reauthorization Act of 1998 (21 U.S.C.

1 1703(c)(4)(A)) is amended by striking “deemed ap-
 2 proved” and inserting “deemed denied”.

3 **SEC. 4. STATE OPIOID RESPONSE GRANTS.**

4 Section 1003 of the 21st Century Cures Act (42
 5 U.S.C. 290ee–3a) is amended—

6 (1) in subsection (f)—

7 (A) in paragraph (2), by striking “; and”
 8 and inserting a semicolon;

9 (B) in paragraph (3), by striking the pe-
 10 riod and inserting “; and”; and

11 (C) by adding at the end the following:

12 “(4) an assessment of the challenges of such re-
 13 cipients in addressing opioid misuse and use dis-
 14 orders and, as applicable and appropriate, stimulant
 15 misuse and use disorders, accounting for variations
 16 in implementation of the grant funds.”; and

17 (2) in subsection (g)—

18 (A) in the subsection heading, by inserting
 19 “AND BEST PRACTICES” after “TECHNICAL
 20 ASSISTANCE”;

21 (B) by striking “with technical assistance”
 22 and inserting “with—

23 “(1) technical assistance”; and

24 (C) by striking the period at the end and
 25 inserting “; and”; and

1 (D) by adding at the end the following:

2 “(2) best practices on how to address opioid-re-
3 lated overdoses.”.

4 **SEC. 5. WASTEWATER PILOT PROGRAM.**

5 The Director of the Centers for Disease Control and
6 Prevention, in collaboration with the Attorney General,
7 shall carry out a 3-year pilot program to award grants
8 on a competitive basis to municipal wastewater treatment
9 facilities in order to conduct wastewater analysis to deter-
10 mine the prevalence of certain illicit substances, such as
11 fentanyl or xylazine, as determined by the Director, in col-
12 laboration with the Attorney General, in the communities
13 served by such facilities.

14 **SEC. 6. GRANTS FOR REDUCING OPIOID OVERDOSE**
15 **DEATHS.**

16 (a) USE OF FUNDS.—Section 544(c) of the Public
17 Health Service Act (42 U.S.C. 290dd–3(c)) is amended—

18 (1) in paragraph (1), by inserting “or admin-
19 istering” after “prescribing”; and

20 (2) in paragraph (2), by inserting “or on the
21 administration of” after “prescribing of”.

22 (b) AUTHORIZATION OF APPROPRIATIONS.—Section
23 544(g) of the Public Health Service Act (42 U.S.C.
24 290dd–3(g)) is amended by striking “to carry out this sec-

tion” and inserting “to carry out this section and section 544A”.

SEC. 7. GRANTS FOR REDUCING OPIOID OVERDOSE DEATHS IN ELEMENTARY AND SECONDARY SCHOOLS.

Title V of the Public Health Service Act is amended by inserting after section 544 of such Act (42 U.S.C. 290dd–3) the following:

“SEC. 544A. REDUCING OPIOID OVERDOSE DEATHS IN ELEMENTARY AND SECONDARY SCHOOLS.

“(a) IN GENERAL.—The Secretary may award grants to eligible entities to provide for the administration, at public and private elementary and secondary schools under the jurisdiction of the eligible entity, of drugs and devices for emergency treatment of known or suspected opioid overdose.

“(b) APPLICATIONS.—To seek a grant under this section, an eligible entity shall submit to the Secretary an application at such time, in such manner, and containing—

“(1) the information required under section 544(b);

“(2) the certifications specified in subsection (c); and

1 “(3) such other information as the Secretary
2 shall require.

3 “(c) CERTIFICATIONS.—The certifications specified
4 in this subsection, with respect to each elementary school
5 and secondary school under the jurisdiction of the eligible
6 entity, are the following:

7 “(1) The school has in place a program under
8 which the school will permit trained personnel of the
9 school to administer drugs or devices for purposes of
10 providing emergency treatment of known or sus-
11 pected opioid overdose.

12 “(2) The school will maintain a supply of such
13 drugs and devices in a location that is easily acces-
14 sible to trained personnel of the school for the pur-
15 pose of administering such drugs and devices.

16 “(3) The school has in place a plan for having
17 on the premises of the school during all operating
18 hours one or more individuals who are such trained
19 personnel.

20 “(4) The State attorney general of the State in
21 which the school is located certifies that the State—

22 “(A) has reviewed any applicable civil li-
23 ability protection law to determine the applica-
24 tion of such law with regard to elementary and
25 secondary school trained personnel who may ad-

1 minister drugs and devices for emergency treat-
 2 ment in the case of a known or suspected opioid
 3 overdose; and

4 “(B) has concluded that such law provides
 5 adequate civil liability protection applicable to
 6 such trained personnel.

7 “(d) DEFINITIONS.—In this section:

8 “(1) The term ‘civil liability protection law’
 9 means a State law offering legal protection to indi-
 10 viduals who give aid in an emergency to an indi-
 11 vidual who is ill, in peril, or otherwise incapacitated.

12 “(2) The term ‘eligible entity’ has the meaning
 13 given such term in section 544(a)(2).

14 “(3) The term ‘trained personnel’, with respect
 15 to an elementary or secondary school, means an in-
 16 dividual—

17 “(A) who is a school nurse or other indi-
 18 vidual designated by the principal or other ap-
 19 propriate administrative staff of the school to
 20 administer drugs or devices for emergency
 21 treatment in the case of a known or suspected
 22 opioid overdose;

23 “(B) who has received training in the ad-
 24 ministration of such drugs or devices; and

1 “(C) whose training in the administration
2 of such drugs or devices meets appropriate
3 medical standards and has been documented by
4 appropriate administrative staff of the school.”.

5 **SEC. 8. FENTANYL TEST STRIPS.**

6 Section 422(f) of the Controlled Substances Act (21
7 U.S.C. 862(f)) is amended—

8 (1) in paragraph (1), by striking “or” at the
9 end;

10 (2) in paragraph (2), by striking the period at
11 the end and inserting “; or”; and

12 (3) by adding at the end the following:

13 “(3) fentanyl test strips.”.

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