

HB 3560 STAFF MEASURE SUMMARY

Carrier: Rep. Ruiz

House Committee On Higher Education

Action Date: 03/21/23

Action: Do Pass.

Vote: 8-0-1-0

Yeas: 8 - Bowman, Elmer, Hudson, Lively, Mannix, McIntire, Ruiz, Sosa

Exc: 1 - Wright

Fiscal: Fiscal impact issued

Revenue: No revenue impact

Prepared By: Ellen O'Brien, LPRO Analyst

Meeting Dates: 3/16, 3/21

WHAT THE MEASURE DOES:

Adds Higher Education Coordinating Commission (HECC) and commission members to entities immune from lawsuits resulting from performance of duties associated with regulation of psilocybin products and services. Applies to any action taken by HECC or commission members on or after the effective date of Ballot Measure 109 (2020).

ISSUES DISCUSSED:

- Existing civil immunity for other agencies regulating psilocybin

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

[Oregon Psilocybin Services](#) (OPS) in the Oregon Health Authority (OHA) oversees the implementation of Ballot Measure 109, which passed in November 2020 and directs the OHA to license and regulate psilocybin products and services. In May 2022, OHA adopted rules imposing 160 hours of instruction and practicum requirements on individuals seeking licensure as psilocybin facilitators. In August 2022, the Higher Education Coordinating Commission [adopted rules](#) to respond to issues licensing and overseeing psilocybin training programs as private career schools. OPS maintains a list of [active psilocybin training programs](#) in the state.

House Bill 3560 grants immunity to the Higher Education Coordinating Commission and its members for performance of duties associated with the regulation of psilocybin products and services after the effective date of Ballot Measure 109.