

HOUSE AMENDMENTS TO HOUSE BILL 2387

By COMMITTEE ON BEHAVIORAL HEALTH AND HEALTH CARE

April 8

1 On page 1 of the printed bill, line 3, after “475A.372,” insert “475A.380, 475A.477, 475A.483,”.

2 Delete lines 17 and 18 and insert:

3 “(3) If the authority issues a notice of intent to deny a license or permit, a notice of intent to
4 impose a disciplinary sanction or a notice of intent to deny training program course approval, the
5 authority:”.

6 On page 2, line 2, before “training” insert “provider of a”.

7 Delete lines 5 through 9 and insert:

8 “(4) If the authority issues a notice of intent to deny a license or permit, a notice of intent to
9 impose a disciplinary sanction or a notice of intent to deny a training program course approval, the
10 applicant, permittee, provider of a training program or licensee that is the subject of the notice may
11 request, and the authority shall disclose to the applicant, permittee, provider of a training program
12 or licensee all information obtained by the authority in the investigation of the allegations in the
13 notice except:”.

14 Delete lines 18 through 21 and insert:

15 “(a) A notice of intent issued by the authority to deny a license or permit, to impose a disci-
16 plinary sanction against an applicant, permittee, provider of a training program or licensee or to
17 deny training program course approval;

18 “(b) A final order that results from a notice described in paragraph (a) of this subsection;”.

19 Delete lines 42 through 45 and insert:

20 “**SECTION 4. (1)(a) As used in this subsection, ‘board’ means:**

21 “**(A) The Oregon Board of Licensed Professional Counselors and Therapists;**

22 “**(B) The Oregon Board of Naturopathic Medicine;**

23 “**(C) The Oregon Board of Psychology;**

24 “**(D) The Oregon Medical Board;**

25 “**(E) The Oregon State Board of Nursing;**

26 “**(F) The State Board of Licensed Social Workers; and**

27 “**(G) The State Board of Pharmacy.**

28 “**(b) A person who is licensed or otherwise authorized by a board to provide health care**
29 **or behavioral health care services and who holds a license under ORS 475A.325 may, in ac-**
30 **cordance with the provisions of ORS 475A.210 to 475A.722 and rules adopted under ORS**
31 **475A.210 to 475A.722:**

32 “**(A) Conduct preparation sessions and integration sessions with clients in addition to and**
33 **while providing health care or behavioral health care services.**

34 “**(B) Conduct administration sessions with clients, so long as the person does not provide**
35 **health care or behavioral health care services while providing psilocybin services.**

1 “(2) A health care provider, as defined in ORS 127.505, may not be subject to a civil pen-
2 alty or other disciplinary action by the state agency that regulates the health care provider
3 for:

4 “(a) Discussing with a client or patient, as a treatment option, psilocybin services pro-
5 vided by a psilocybin service facilitator that holds a license issued under ORS 475A.325 at a
6 psilocybin service center for which a license is issued under ORS 475A.305; or

7 “(b) If the health care provider holds a license issued under ORS 475A.325, providing
8 psilocybin services in accordance with the provisions of ORS 475A.210 to 475A.722 and rules
9 adopted under ORS 475A.210 to 475A.722, so long as the health care provider does not provide
10 health care services while providing psilocybin services.”.

11 On page 3, delete lines 1 through 9.

12 On page 7, delete lines 1 through 3 and insert:

13 “(L) Does not have an approved criminal records check under ORS 181A.195.”.

14 On page 8, after line 20, insert:

15 “**SECTION 10.** ORS 475A.380 is amended to read:

16 “475A.380. *[Minimum standards of education and training for psilocybin service facilitators;*
17 *rules.]* (1) The Oregon Health Authority shall adopt by rule minimum standards of education and
18 training requirements for psilocybin service facilitators.

19 “(2) The authority shall approve **training program** courses for psilocybin service facilitators.
20 To obtain approval of a **training program** course, the provider of a **training program** course must
21 submit an outline of instruction to the authority. The outline must include the approved **training**
22 **program** courses, total hours of instruction, hours of lectures in theory and the hours of instruction
23 in application of practical skills.

24 “**SECTION 11.** ORS 475A.477 is amended to read:

25 “475A.477. *[Grounds for revocation, suspension or restriction of license.]* The Oregon Health Au-
26 thority may revoke, suspend or restrict a license issued under ORS 475A.210 to 475A.722 or require
27 a licensee or licensee representative to undergo training if the authority finds or has reasonable
28 ground to believe any of the following to be true:

29 “(1) That the licensee or licensee representative:

30 “(a) Has violated a provision of ORS 475A.210 to 475A.722 or a rule adopted under ORS
31 475A.210 to 475A.722, including any code of professional conduct or code of ethics.

32 “(b) Has made any false representation or statement to the authority in order to induce or
33 prevent action by the authority.

34 “(c) Is insolvent or incompetent or physically unable to carry on the management of the estab-
35 lishment of the licensee.

36 “(d) Is in the habit of using alcoholic liquor, habit-forming drugs, marijuana, psilocybin products
37 or controlled substances to excess.

38 “(e) Has misrepresented to a person or the public any psilocybin products sold by the licensee
39 or licensee representative.

40 “(f) Since the issuance of the license, has been convicted of a felony, of violating any of the
41 psilocybin products laws of this state, general or local, or of any misdemeanor or violation of any
42 municipal ordinance committed on the premises for which the license has been issued.

43 “(g) **Does not have an approved criminal records check under ORS 181A.195.**

44 “(2) That there is any other reason that, in the opinion of the authority, based on public con-
45 venience or necessity, warrants revoking, suspending or restricting the license.

1 “**SECTION 12.** ORS 475A.483 is amended to read:

2 “475A.483. [*Issuing, renewing permits; fees; rules.*] (1) The Oregon Health Authority shall issue
3 permits to qualified applicants to perform work described in ORS 475A.480. The authority shall
4 adopt rules establishing:

5 “(a) The qualifications for performing work described in ORS 475A.480;

6 “(b) The term of a permit issued under this section;

7 “(c) Procedures for applying for and renewing a permit issued under this section; and

8 “(d) Reasonable application, issuance and renewal fees for a permit issued under this section.

9 “(2)(a) The authority may require an individual applying for a permit under this section to suc-
10 cessfully complete a **training program** course, made available by or through the authority, through
11 which the individual receives training on:

12 “(A) Checking identification;

13 “(B) Detecting intoxication;

14 “(C) Handling psilocybin products;

15 “(D) If applicable, the manufacturing of psilocybin products;

16 “(E) The content of ORS 475A.210 to 475A.722 and rules adopted under ORS 475A.210 to
17 475A.722; or

18 “(F) Any matter deemed necessary by the authority to protect the public health and safety.

19 “(b) The authority or other provider of a **training program** course may charge a reasonable fee
20 for the **training program** course.

21 “(c) The authority may not require an individual to successfully complete a **training program**
22 course more than once, except that:

23 “(A) As part of a final order suspending a permit issued under this section, the authority may
24 require a permit holder to successfully complete the **training program** course as a condition of
25 lifting the suspension; and

26 “(B) As part of a final order revoking a permit issued under this section, the authority shall
27 require an individual to successfully complete the **training program** course prior to applying for a
28 new permit.

29 “(3) The authority shall conduct a criminal records check under ORS 181A.195 on an individual
30 applying for a permit under this section.

31 “(4) Subject to the applicable provisions of ORS chapter 183, the authority may suspend, revoke
32 or refuse to issue or renew a permit if the individual who is applying for or who holds the permit:

33 “(a) Is convicted of a felony or is convicted of an offense under ORS 475A.210 to 475A.722, ex-
34 cept that the authority may not consider a conviction for an offense under ORS 475A.210 to
35 475A.722 if the date of the conviction is two or more years before the date of the application or
36 renewal;

37 “(b) Violates any provision of ORS 475A.210 to 475A.722 or any rule adopted under ORS
38 475A.210 to 475A.722; [or]

39 “(c) Makes a false statement to the authority[.]; or

40 “(d) **Does not have an approved criminal records check under ORS 181A.195.**

41 “(5) A permit issued under this section is a personal privilege and permits work described under
42 ORS 475A.480 only for the individual who holds the permit.”.

43 In line 21, delete “10” and insert “13”.

44 In line 44, delete “11” and insert “14”.

45 On page 9, line 24, delete “12” and insert “15”.

1 On page 10, delete lines 17 through 36 and insert:

2 **“SECTION 16. Sections 2 and 3 of this 2025 Act and the amendments to ORS 475A.586 and**
3 **676.177 by sections 13 and 15 of this 2025 Act apply to information obtained by the Oregon**
4 **Health Authority or a health professional regulatory board on or after the effective date of**
5 **this 2025 Act.**

6 **“SECTION 17. The amendments to ORS 475A.225 by section 7 of this 2025 Act apply to**
7 **members appointed to the Oregon Psilocybin Advisory Board on and after the operative date**
8 **specified in section 18 of this 2025 Act. The members currently serving on the board shall**
9 **complete their terms of office.**

10 **“SECTION 18. (1) Sections 4 and 5 of this 2025 Act and the amendments to ORS 475A.220,**
11 **475A.225, 475A.250, 475A.372, 475A.380, 475A.477, 475A.483 and 475A.626 by sections 6 to 12 and**
12 **14 of this 2025 Act become operative on January 1, 2026.**

13 **“(2) The Oregon Health Authority may take any action before the operative date specified**
14 **in subsection (1) of this section that is necessary to enable the authority to exercise, on and**
15 **after the operative date specified in subsection (1) of this section, all of the duties, functions**
16 **and powers conferred on the authority by sections 4 and 5 of this 2025 Act and the amend-**
17 **ments to ORS 475A.220, 475A.225, 475A.250, 475A.372, 475A.380, 475A.477, 475A.483 and**
18 **475A.626 by sections 6 to 12 and 14 of this 2025 Act.**

19 **“SECTION 19. This 2025 Act being necessary for the immediate preservation of the public**
20 **peace, health and safety, an emergency is declared to exist, and this 2025 Act takes effect**
21 **on its passage.”.**

22