

House Bill 3553

Sponsored by Representative HARTMAN

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act changes drug crime laws related to pill presses and similar equipment. The Act takes effect when the Governor signs it. (Flesch Readability Score: 68.7).

Creates the crime of possessing, purchasing, making, delivering or selling a pill press or similar equipment. Punishes by a maximum of five years' imprisonment, a \$125,000 fine, or both.

Declares an emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to controlled substance crimes; creating new provisions; amending ORS 475.916; and de-
3 claring an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1. Section 2 of this 2025 Act is added to and made a part of ORS 475.752 to**
6 **475.980.**

7 **SECTION 2. (1) Except as authorized by a registration under ORS 475.125, it is unlawful**
8 **for any person to possess, purchase, make, deliver, sell or possess with intent to sell or de-**
9 **liver a tableting machine, an encapsulating machine or controlled substance counterfeiting**
10 **materials, knowing, intending or having reasonable cause to believe that the machine or**
11 **materials will be used to manufacture a controlled substance or a counterfeit substance.**

12 **(2) A violation of subsection (1) of this section is a Class C felony.**

13 **(3) When the court sentences a person under this section, the court shall use crime**
14 **category 6 of the sentencing guidelines grid of the Oregon Criminal Justice Commission, and**
15 **shall determine the sentence by using the criminal history scale of the sentencing guidelines**
16 **grid.**

17 **(4) As used in this section:**

18 **(a) "Controlled substance counterfeiting material" means a punch, die, plate, stone or**
19 **other item designed to print, imprint or reproduce the trademark, trade name or other**
20 **identifying mark, imprint or device of another or any likeness of any of the foregoing upon**
21 **a drug or container or labeling thereof so as to render such drug a counterfeit substance.**

22 **(b) "Encapsulating machine" means equipment that can be used to fill shells or capsules**
23 **with powdered or granular solids or semisolid material to produce coherent solid contents.**

24 **(c) "Tableting machine" means equipment that can be used to compact, compress or**
25 **mold powdered or granular solids or semisolid material to produce coherent solid tablets.**

26 **SECTION 3. ORS 475.916 is amended to read:**

27 **475.916. (1) It is unlawful for any person knowingly or intentionally:**

28 **(a) To deliver as a registrant a controlled substance classified in Schedule I or II, except pur-**
29 **suant to an order form as required by ORS 475.175;**

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 (b) To use in the course of manufacture or delivery of a controlled substance a registration
2 number which is fictitious, revoked, suspended or issued to another person;

3 (c) To acquire or to attempt to acquire or obtain or attempt to obtain possession of a controlled
4 substance by misrepresentation, fraud, forgery, deception or subterfuge; **or**

5 (d) To furnish false or fraudulent material information in, or omit any material information from,
6 any application, report, record or other document required to be kept or filed under ORS 475.005 to
7 475.285 and 475.752 to 475.980.[: or]

8 *[(e) To make, deliver or possess any punch, die, plate, stone or other thing designed to print, im-
9 print or reproduce the trademark, trade name or other identifying mark, imprint or device of another
10 or any likeness of any of the foregoing upon any drug or container or labeling thereof so as to render
11 the drug a counterfeit substance.]*

12 (2) Any person who violates this section is guilty of a Class A misdemeanor.

13 **SECTION 4. This 2025 Act being necessary for the immediate preservation of the public
14 peace, health and safety, an emergency is declared to exist, and this 2025 Act takes effect
15 on its passage.**