

HB 2387-1
(LC 2043)
3/3/25 (SCT/ps)

Requested by Representative GRAYBER

**PROPOSED AMENDMENTS TO
HOUSE BILL 2387**

1 On page 1 of the printed bill, line 3, after “475A.372,” insert “475A.380,
2 475A.477, 475A.483.”.

3 Delete lines 17 and 18 and insert:

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

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

8 Delete lines 5 through 9 and insert:

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

16 Delete lines 18 through 21 and insert:

17 “(a) A notice of intent issued by the authority to deny a license or permit,
18 to impose a disciplinary sanction against an applicant, permittee, provider
19 of a training program or licensee or to deny training program course ap-
20 proval;

21 “(b) A final order that results from a notice described in paragraph (a)

1 of this subsection;”.

2 Delete lines 42 through 45 and insert:

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

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

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

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

8 **“(D) The Oregon Medical Board;**

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

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

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

12 **“(b) A person who is licensed or otherwise authorized by a board**
13 **to provide health care or behavioral health care services and who**
14 **holds a license under ORS 475A.325 may, in accordance with the pro-**
15 **visions of ORS 475A.210 to 475A.722 and rules adopted under ORS**
16 **475A.210 to 475A.722:**

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

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

23 **“(2) A health care provider, as defined in ORS 127.505, may not be**
24 **subject to a civil penalty or other disciplinary action by the state**
25 **agency that regulates the health care provider for:**

26 **“(a) Discussing with a client or patient, as a treatment option,**
27 **psilocybin services provided by a psilocybin service facilitator that**
28 **holds a license issued under ORS 475A.325 at a psilocybin service cen-**
29 **ter for which a license is issued under ORS 475A.305; or**

30 **“(b) If the health care provider holds a license issued under ORS**

1 **475A.325, providing psilocybin services in accordance with the pro-**
2 **visions of ORS 475A.210 to 475A.722 and rules adopted under ORS**
3 **475A.210 to 475A.722, so long as the health care provider does not pro-**
4 **vide health care services while providing psilocybin services.”.**

5 On page 3, delete lines 1 through 9.

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

7 “(L) Does not have an approved criminal records check under ORS
8 181A.195.”.

9 On page 8, after line 20 insert:

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

11 **“475A.380. [*Minimum standards of education and training for psilocybin***
12 ***service facilitators; rules.*]** (1) The Oregon Health Authority shall adopt by
13 rule minimum standards of education and training requirements for
14 psilocybin service facilitators.

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

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

22 **“475A.477. [*Grounds for revocation, suspension or restriction of license.*]**
23 The Oregon Health Authority may revoke, suspend or restrict a license is-
24 sued under ORS 475A.210 to 475A.722 or require a licensee or licensee rep-
25 resentative to undergo training if the authority finds or has reasonable
26 ground to believe any of the following to be true:

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

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

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

3 “(c) Is insolvent or incompetent or physically unable to carry on the
4 management of the establishment of the licensee.

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

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

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

13 “(g) **Does not have an approved criminal records check under ORS**
14 **181A.195.**

15 “(2) That there is any other reason that, in the opinion of the authority,
16 based on public convenience or necessity, warrants revoking, suspending or
17 restricting the license.

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

19 “475A.483. [*Issuing, renewing permits; fees; rules.*] (1) The Oregon Health
20 Authority shall issue permits to qualified applicants to perform work de-
21 scribed in ORS 475A.480. The authority shall adopt rules establishing:

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

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

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

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

28 “(2)(a) The authority may require an individual applying for a permit
29 under this section to successfully complete a **training program** course,
30 made available by or through the authority, through which the individual

1 receives training on:

2 “(A) Checking identification;

3 “(B) Detecting intoxication;

4 “(C) Handling psilocybin products;

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

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

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

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

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

14 “(A) As part of a final order suspending a permit issued under this sec-
15 tion, the authority may require a permit holder to successfully complete the
16 **training program** course as a condition of lifting the suspension; and

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

20 “(3) The authority shall conduct a criminal records check under ORS
21 181A.195 on an individual applying for a permit under this section.

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

25 “(a) Is convicted of a felony or is convicted of an offense under ORS
26 475A.210 to 475A.722, except that the authority may not consider a conviction
27 for an offense under ORS 475A.210 to 475A.722 if the date of the conviction
28 is two or more years before the date of the application or renewal;

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

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

2 **“(d) Does not have an approved criminal records check under ORS**
3 **181A.195.**

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

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

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

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

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

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

16 **“SECTION 17. The amendments to ORS 475A.225 by section 7 of this**
17 **2025 Act apply to members appointed to the Oregon Psilocybin Advi-**
18 **sory Board on and after the effective date of this 2025 Act. The**
19 **members currently serving on the board shall complete their terms**
20 **of office.**

21 **“SECTION 18. (1) Sections 4 and 5 of this 2025 Act and the amend-**
22 **ments to ORS 475A.220, 475A.225, 475A.250, 475A.372, 475A.380, 475A.477,**
23 **475A.483 and 475A.626 by sections 6 to 12 and 14 of this 2025 Act become**
24 **operative on January 1, 2026.**

25 **“(2) The Oregon Health Authority may take any action before the**
26 **operative date specified in subsection (1) of this section that is neces-**
27 **sary to enable the authority to exercise, on and after the operative**
28 **date specified in subsection (1) of this section, all of the duties, func-**
29 **tions and powers conferred on the authority by sections 4 and 5 of this**
30 **2025 Act and the amendments to ORS 475A.220, 475A.225, 475A.250,**

1 475A.372, 475A.380, 475A.477, 475A.483 and 475A.626 by sections 6 to 12
2 and 14 of this 2025 Act.

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

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