

SB 1573-2
(LC 259)
2/11/26 (SCT/ps)

Requested by Senator REYNOLDS

**PROPOSED AMENDMENTS TO
SENATE BILL 1573**

1 In line 2 of the printed bill, after “programs” insert “; creating new pro-
2 visions; amending ORS 475.757; and prescribing an effective date”.

3 Delete lines 4 through 25 and insert:

4 **“SECTION 1. (1) As used in this section:**

5 **“(a) ‘Local public health authority’ has the meaning given that**
6 **term in ORS 431.003.**

7 **“(b) ‘Syringe service program’ has the meaning given that term in**
8 **ORS 475.757.**

9 **“(2) The Oregon Health Authority shall adopt rules to establish a**
10 **syringe service program registration, including requirements for reg-**
11 **istration and renewal of registration. The rules adopted under this**
12 **subsection must require as a condition of registration that a syringe**
13 **service program provide the syringe service program’s plan to collect,**
14 **for the purposes of safe disposal, used needles and syringes.**

15 **“(3) Except as provided in subsection (5) of this section, a syringe**
16 **service program may not provide services unless the syringe service**
17 **program is registered under this section.**

18 **“(4) Except as provided in subsection (6) of this section, a syringe**
19 **service program may not provide services from a mobile or temporary**
20 **location that is within 1,000 feet of the real property comprising an**
21 **existing public or private elementary, secondary or career school at-**

1 tended primarily by minors.

2 “(5) A syringe service program is not required to register under this
3 section if the syringe service program operates:

4 “(a) As part of a state or local government program;

5 “(b) As part of a program of the government of a federally recog-
6 nized Indian tribe in this state; or

7 “(c) Through a contract with a state or local government or the
8 government of a federally recognized Indian tribe in this state.

9 “(6) A local public health authority may request, pursuant to rules
10 adopted by the Oregon Health Authority, a waiver of the 1,000 foot
11 limitation described in subsection (4) of this section. The rules
12 adopted under this subsection must require the issuance of a waiver
13 in a public health emergency declared under ORS 433.441 or state of
14 emergency declared under ORS 401.309 that impacts the area in which
15 the syringe service program requesting the waiver intends to provide
16 services from a mobile or temporary location.

17 “(7) The Oregon Health Authority may adopt other rules as neces-
18 sary to carry out this section.

19 **“SECTION 2.** ORS 475.757 is amended to read:

20 “475.757. (1) As used in this section, ‘syringe service program’ means a
21 program that provides services including free sterile needles and syringes
22 and safe disposal for needles and syringes.

23 “(2) It is an affirmative defense to unlawful possession of a controlled
24 substance under ORS 475.752 to 475.980 that the person was acting in the
25 capacity of an employee or volunteer of a syringe service program.

26 “(3) Sterile **or used** needles and syringes and other items provided **or**
27 **collected** by a syringe service program may not be considered ‘drug par-
28 aphernalia,’ as that term is defined in ORS 475.525.

29 **“SECTION 3. (1) Section 1 of this 2026 Act and the amendments to**
30 **ORS 475.757 by section 2 of this 2026 Act become operative on January**

1 **1, 2027.**

2 **“(2) The Oregon Health Authority may take any action before the**
3 **operative date specified in subsection (1) of this section that is neces-**
4 **sary to enable the authority to exercise, on and after the operative**
5 **date specified in subsection (1) of this section, all of the duties, func-**
6 **tions and powers conferred on the authority by section 1 of this 2026**
7 **Act and the amendments to ORS 475.757 by section 2 of this 2026 Act.**

8 **“SECTION 4. This 2026 Act takes effect on the 91st day after the**
9 **date on which the 2026 regular session of the Eighty-third Legislative**
10 **Assembly adjourns sine die.”.**