



SENATE MOTION

MR. PRESIDENT:

I move that Senate Bill 91 be amended to read as follows:

1 Page 1, between the enacting clause and line 1, begin a new
2 paragraph and insert:
3 "SECTION 1. IC 16-41-7.5-6, AS AMENDED BY P.L.112-2020,
4 SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
5 UPON PASSAGE]: Sec. 6. A qualified entity that operates a program
6 under this chapter must do the following:
7 (1) Annually register the program in a manner prescribed by the
8 state department with the:
9 (A) state department; and
10 (B) local health department in the county or municipality
11 where services will be provided by the qualified entity if the
12 qualified entity is not the local health department.
13 (2) Have one (1) of the following licensed in Indiana provide
14 oversight to the qualified entity's programs:
15 (A) A physician.
16 (B) A registered nurse.
17 (C) A physician assistant.
18 (3) Store and dispose of all syringes and needles collected in a
19 safe and legal manner.
20 (4) Provide education and training on drug overdose response and
21 treatment, including the administration of an overdose
22 intervention drug.
23 (5) Provide drug addiction treatment information and referrals to
24 drug treatment programs, including programs in the local area and
25 programs that offer medication assisted treatment that includes a
26 federal Food and Drug Administration approved long acting,
27 nonaddictive medication for the treatment of opioid or alcohol

1 dependence.
2 (6) Provide syringe and needle distribution and collection without
3 collecting or recording personally identifiable information.
4 **Provide only one (1) sterile syringe and needle in exchange for**
5 **each used sterile syringe and needle.**
6 (7) Operate in a manner consistent with public health and safety.
7 (8) Ensure the program is medically appropriate and part of a
8 comprehensive public health response.
9 (9) Keep sufficient quantities of an overdose intervention drug (as
10 defined in IC 16-18-2-263.9) in stock and to administer in
11 accordance with IC 16-42-27.
12 (10) Provide testing for communicable diseases, and if an
13 individual tests positive for a communicable disease, provide
14 health care services or a referral to a health care provider for the
15 services.
16 (11) Establish a referral process for program participants in need
17 of:
18 (A) information or education concerning communicable
19 diseases; or
20 (B) health care.

21 **(12) Maintain data concerning drug treatment referrals made**
22 **under subdivision (5), including treatment efficacy.**

23 SECTION 2. IC 16-41-7.5-6.5 IS ADDED TO THE INDIANA
24 CODE AS A NEW SECTION TO READ AS FOLLOWS
25 [EFFECTIVE UPON PASSAGE]: Sec. 6.5. To be eligible to
26 participate in a program operated under this chapter, an
27 individual must:

28 (1) be a resident of a county within the Indiana housing and
29 community development authority's balance of state
30 continuum of care region in which the qualified entity is
31 located; and

32 (2) present valid identification.

33 SECTION 3. IC 16-41-7.5-6.6 IS ADDED TO THE INDIANA
34 CODE AS A NEW SECTION TO READ AS FOLLOWS
35 [EFFECTIVE UPON PASSAGE]: Sec. 6.6. A qualified entity that
36 operates a program under this chapter may not provide chemical
37 reagents or precursors (as defined in IC 35-48-4-14.5).".

38 Renumber all SECTIONS consecutively.

(Reference is to SB 91 as printed January 9, 2026.)

Senator FREEMAN