



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

dependence.

~~(6) Provide syringe and needle distribution and collection without collecting or recording personally identifiable information.~~

Provide only one (1) sterile syringe and needle in exchange for each used sterile syringe and needle.

(7) Operate in a manner consistent with public health and safety.

(8) Ensure the program is medically appropriate and part of a comprehensive public health response.

(9) Keep sufficient quantities of an overdose intervention drug (as defined in IC 16-18-2-263.9) in stock and to administer in accordance with IC 16-42-27.

(10) Provide testing for communicable diseases, and if an individual tests positive for a communicable disease, provide health care services or a referral to a health care provider for the services.

(11) Establish a referral process for program participants in need of:

(A) information or education concerning communicable diseases; or

(B) health care.

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

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

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

(2) present valid identification.

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

Renumber all SECTIONS consecutively.

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

Senator FREEMAN