



PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed 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 16-41-7.5-5.5 IS ADDED TO THE INDIANA
- 4 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 5 [EFFECTIVE UPON PASSAGE]: **Sec. 5.5. (a) Except as provided in**
- 6 **subsection (b), a qualified entity that operates a program under**
- 7 **this chapter may not establish or operate a fixed site for the**
- 8 **distribution or exchange of a syringe or needle within one thousand**
- 9 **(1,000) feet of a:**
- 10 (1) public school (as defined in IC 20-18-2-15);
- 11 (2) nonpublic school (as defined in IC 20-18-2-12);
- 12 (3) child care center licensed under IC 12-17.2-4; or
- 13 (4) building or structure that is primarily used for religious
- 14 worship;
- 15 as measured in a straight line from the nearest point of the site to
- 16 the nearest point on the property line of a facility described in
- 17 subdivisions (1) through (4).
- 18 (b) A qualified entity may establish or operate a fixed site for
- 19 the distribution or exchange of a syringe or needle within one
- 20 thousand (1,000) feet of a facility described in subsection (a) if the
- 21 operator of the facility approves the establishment or operation of
- 22 the fixed site in writing.

- 1 **(c) This section does not prohibit a qualified entity that operates**
- 2 **a program under this chapter from providing any of the following**
- 3 **services at a fixed site described in subsection (a):**
- 4 **(1) Distributing an overdose intervention drug.**
- 5 **(2) Providing a referral or education services.**
- 6 **(3) Accepting a used syringe or needle for safe disposal.**
- 7 **(d) If a qualified entity that operates a program under this**
- 8 **chapter violates this section, the state department may deny,**
- 9 **suspend, or revoke the qualified entity's annual registration."**
- 10 Renumber all SECTIONS consecutively.
 (Reference is to ESB 91 as printed February 10, 2026.)

Representative Ireland