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# SENATE BILL No. 91

AM009108 has been incorporated into January 27, 2026 printing.

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**Synopsis:** Syringe exchange program.

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SB 91—LS 6345/DI 147



Reprinted  
January 27, 2026

Second Regular Session of the 124th General Assembly (2026)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2025 Regular Session of the General Assembly.

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## SENATE BILL No. 91

A BILL FOR AN ACT to amend the Indiana Code concerning health.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 16-41-7.5-6, AS AMENDED BY P.L.112-2020,  
2 SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 UPON PASSAGE]: Sec. 6. A qualified entity that operates a program  
4 under this chapter must do the following:  
5 (1) Annually register the program in a manner prescribed by the  
6 state department with the:  
7 (A) state department; and  
8 (B) local health department in the county or municipality  
9 where services will be provided by the qualified entity if the  
10 qualified entity is not the local health department.  
11 (2) Have one (1) of the following licensed in Indiana provide  
12 oversight to the qualified entity's programs:  
13 (A) A physician.  
14 (B) A registered nurse.  
15 (C) A physician assistant.  
16 (3) Store and dispose of all syringes and needles collected in a  
17 safe and legal manner.

SB 91—LS 6345/DI 147



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- 1 (4) Provide education and training on drug overdose response  
 2 and treatment, including the administration of an overdose  
 3 intervention drug.  
 4 (5) Provide drug addiction treatment information and referrals to  
 5 drug treatment programs, including programs in the local area  
 6 and programs that offer medication assisted treatment that  
 7 includes a federal Food and Drug Administration approved long  
 8 acting, nonaddictive medication for the treatment of opioid or  
 9 alcohol dependence.  
 10 (6) ~~Provide syringe and needle distribution and collection~~  
 11 ~~without collecting or recording personally identifiable~~  
 12 ~~information. Provide only one (1) sterile syringe and needle in~~  
 13 ~~exchange for each used sterile syringe and needle.~~  
 14 (7) Operate in a manner consistent with public health and safety.  
 15 (8) Ensure the program is medically appropriate and part of a  
 16 comprehensive public health response.  
 17 (9) Keep sufficient quantities of an overdose intervention drug  
 18 (as defined in IC 16-18-2-263.9) in stock and to administer in  
 19 accordance with IC 16-42-27.  
 20 (10) Provide testing for communicable diseases, and if an  
 21 individual tests positive for a communicable disease, provide  
 22 health care services or a referral to a health care provider for the  
 23 services.  
 24 (11) Establish a referral process for program participants in need  
 25 of:  
 26 (A) information or education concerning communicable  
 27 diseases; or  
 28 (B) health care.  
 29 **(12) Maintain data concerning drug treatment referrals**  
 30 **made under subdivision (5), including treatment efficacy.**  
 31 SECTION 2. IC 16-41-7.5-6.4 IS ADDED TO THE INDIANA  
 32 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 33 [EFFECTIVE UPON PASSAGE]: **Sec. 6.4. To be eligible to**  
 34 **participate in a program operated under this chapter, an**  
 35 **individual must:**  
 36 **(1) be a resident of a county within the Indiana housing and**  
 37 **community development authority's balance of state**  
 38 **continuum of care region in which the qualified entity is**  
 39 **located; and**  
 40 **(2) present valid identification.**  
 41 SECTION 3. IC 16-41-7.5-6.5 IS ADDED TO THE INDIANA  
 42 CODE AS A NEW SECTION TO READ AS FOLLOWS

SB 91—LS 6345/DI 147



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1 [EFFECTIVE UPON PASSAGE]: **Sec. 6.5. A qualified entity that**  
2 **operates a program under this chapter may not provide chemical**  
3 **reagents or precursors (as defined in IC 35-48-4-14.5).**

4 SECTION 4. IC 16-41-7.5-14, AS AMENDED BY P.L.130-2021,  
5 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
6 UPON PASSAGE]: Sec. 14. This chapter expires July 1, ~~2026.~~ **2028.**

7 SECTION 5. **An emergency is declared for this act.**

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SB 91—LS 6345/DI 147



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