

Requested by JOINT COMMITTEE ON WAYS AND MEANS

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 3273**

1 On page 1 of the printed A-engrossed bill, after line 4, insert:

2 “(1) ‘Analogous product’ means:

3 “(a) With regard to a virus, a product prepared from or with a virus or
4 agent that is actually or potentially infectious, regardless of the degree of
5 virulence or toxigenicity of the specific virus strain used.

6 “(b) With regard to a therapeutic serum, a product composed of whole
7 blood or plasma, or that contains some organic constituent or product that
8 is not a hormone or amino acid derived from whole blood, plasma or serum.

9 “(c) With regard to an antitoxin or toxin, a product, regardless of its or-
10 igin source, that is intended to be applicable to the prevention, treatment
11 or cure of a disease or human injury through a specific immune process.

12 “(2) ‘Antitoxin’ means a product containing the soluble substance in se-
13 rum or other bodily fluid of an immunized animal that specifically neutral-
14 izes the toxin to which the animal is immune.”.

15 In line 5, delete “(1)” and insert “(3)”.

16 In line 7, delete “(2)” and insert “(4)”.

17 In line 9, delete “(3)(a)” and insert “(5)(a)”.

18 On page 2, line 13, delete “(4)(a)” and insert “(6)(a)”.

19 In line 20, delete “(5)(a)” and insert “(7)(a)”.

20 In line 34, delete “(6)” and insert “(8)”.

21 In line 36, delete “(7)” and insert “(9)”.

1 In line 37, delete “(8)” and insert “(10)”.

2 In line 41, delete “(9)” and insert “(11)”.

3 In line 44, delete “(10)” and insert “(12)”.

4 On page 3, line 1, delete “(11)” and insert “(13)”.

5 In line 2, delete “(12)” and insert “(14)”.

6 In line 3, delete “(13)” and insert “(15)”.

7 In line 11, delete “(14)” and insert “(16)”.

8 In line 14, delete “(15)(a)” and insert “(17)(a)”.

9 After line 17, insert:

10 “(18) ‘Therapeutic serum’ means a product obtained from blood by re-

11 moving the clot or clot components and the blood cells.

12 “(19) ‘Toxin’ means a product that contains a soluble substance poisonous

13 to animals or humans in a dose of one milliliter or less, and that, after ad-

14 ministration by injection of a nonlethal dose into an animal, causes to be

15 produced within the animal another soluble substance that specifically neu-

16 tralizes the poisonous substance, demonstrable in the serum of the

17 immunized animal.

18 “(20) ‘Virus’ means a product containing the minute living cause of an

19 infectious disease and that includes but is not limited to filterable viruses,

20 bacteria, rickettsia, fungi and protozoa.”.

21 On page 4, line 12, delete the semicolon and insert “as follows:

22 “(A) Fifty percent apportioned according to the share of revenue that

23 each covered manufacturer participating in the proposed drug take-back

24 program earns from making sales of covered drugs within this state; and

25 “(B) Fifty percent apportioned according to the total volume, as deter-

26 mined by the department by rule, of covered drugs sold within this state by

27 each covered manufacturer participating in the proposed drug take-back

28 program;”.

29 In line 24, delete “In a nonurban county, as defined in ORS 653.026,”.

30 On page 11, delete lines 32 through 35 and insert:

1 **SECTION 21. Moratorium.** Except as expressly authorized by state law,
2 sections 1 to 23 of this 2019 Act supersede and preempt any ordinance or
3 other regulation enacted before, on or after the effective date of this 2019
4 Act by the governing body of a city, county or other political subdivision
5 of this state that establishes or requires a program for the collection, by or
6 on behalf of covered manufacturers, of:”.

7 On page 12, delete lines 15 through 17 and insert:

8 **SECTION 25. Reporting sunset.** Section 24 of this 2019 Act is re-
9 **pealed on December 31, 2023.”.**

10 After line 34, insert:

11 **SECTION 28.** Notwithstanding any other law limiting expenditures,
12 **the limitation on expenditures established by section 2 (3), chapter**
13 **———, Oregon Laws 2019 (Enrolled House Bill 5017), for the biennium**
14 **beginning July 1, 2019, as the maximum limit for payment of expenses**
15 **from fees, moneys or other revenues, including Miscellaneous Re-**
16 **ceipts, the proceeds of bonds for the Orphan Site Account and federal**
17 **funds from congestion mitigation and air quality grants, drinking**
18 **water protection, beach bacteria monitoring, laboratory accreditation**
19 **and woodstove grants and for smoke monitoring laboratory services,**
20 **but excluding lottery funds and federal funds not described in section**
21 **2, chapter ——, Oregon Laws 2019 (Enrolled House Bill 5017), col-**
22 **lected or received by the Department of Environmental Quality for**
23 **land quality, is increased by \$258,202 for the establishment of the drug**
24 **take back program.”.**

25 In line 35, delete “28” and insert “29”.

26 In line 38, delete “29” and insert “30”.

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