

Enrolled
House Bill 3560

Sponsored by COMMITTEE ON HIGHER EDUCATION (at the request of Higher Education Coordinating Commission)

CHAPTER

AN ACT

Relating to immunity for Higher Education Coordinating Commission; creating new provisions; amending ORS 475A.558; and declaring an emergency.

Be It Enacted by the People of the State of Oregon:

SECTION 1. ORS 475A.558 is amended to read:

475A.558. Immunity for state agencies, officers and employees in performance of duties. A person may not sue the Oregon Health Authority, the State Department of Agriculture, **the Higher Education Coordinating Commission or a member of the commission** or the Oregon Liquor and Cannabis Commission or a member of the commission, or any employee of the authority, department or [commission] **commissions**, for performing or omitting to perform any duty, function or power of the authority, department or [commission] **commissions** set forth in ORS 475A.210 to 475A.722 or in any other law of this state requiring the authority, department or [commission] **commissions** to perform a duty, function or power related to psilocybin products.

SECTION 2. **The amendments to ORS 475A.558 by section 1 of this 2023 Act apply to the performance, or omission to perform, by the Higher Education Coordinating Commission, or by a member or employee of the commission, any duty, function or power relating to psilocybin products on or after the date on which Ballot Measure 109 (2020) became effective under Article IV, section 1 (4)(d), of the Oregon Constitution.**

SECTION 3. **This 2023 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect on its passage.**

Passed by House March 30, 2023

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Timothy G. Sekerak, Chief Clerk of House

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Dan Rayfield, Speaker of House

Passed by Senate June 22, 2023

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Rob Wagner, President of Senate

Received by Governor:

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Approved:

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Tina Kotek, Governor

Filed in Office of Secretary of State:

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Secretary of State