

Oregon Psilocybin Services School Exclusion Exception Request

Background

ORS 475A.305(2)(e) and OAR 333-333-4130(4) prohibit Oregon Psilocybin Services (OPS) from issuing a license to a service center located within 1,000 feet of a school. For purposes of measuring the 1,000 feet distance between a service center and a school “within 1,000 feet” means a straight-line measurement in a radius extending for 1,000 feet or less in any direction from the closest point anywhere on the boundary line of the real property comprising a school to the closest point of the licensed premises of a service center. OAR 333-333-4130(4)(b)

ORS 475A.310 creates an exception for a proposed service center premises that is located more than 500 feet from a school if OPS determines that there is a physical or geographic barrier capable of preventing children from traversing to the proposed service center premises. An example of a physical barrier is a prison or an interstate highway. An example of a geographic barrier is a river or a mountain. Private properties, small streams, or property fences would not meet the criteria for a school exclusion exception request.

To meet the criteria for a school exclusion exception, the applicant must demonstrate that a physical or geographic barrier exists and demonstrate that the barrier would prevent children from traversing to the proposed licensed premises. If OPS determines that the physical or geographic barrier meets the criteria, an applicant may be granted a school exclusion exception.

To apply for a school exclusion exception, an applicant must complete the School Exclusion Exception Request Form and submit all the information required to be submitted along with the form.

1. If applying for a service center license by paper application, the Psilocybin School Exclusion Exception Form and other required information must be submitted with the license application
2. If applying for a service center license in TLC, upload the Psilocybin School Exclusion Form and required information as requested in TLC.

Applying for a school exclusion exception does not guarantee that an exception will be granted by OPS. OPS will review the request and communicate the approval or denial to the applicant.