

DATE: January 20, 2026

TO: Hearing Attendees and Commenters –  
Oregon Administrative Rule (OAR) 333-333-4300  
“Oregon Psilocybin Services – Licensed Premises Location  
Requirements”

FROM: Brittany Hall, Administrative Rules Coordinator  
Public Health Division

SUBJECT: Presiding Hearing Officer’s Report on Rulemaking Hearings and Public  
Comment Period

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### Hearing Officer Report

**Date of hearing:** December 16, 2025, via Zoom

**Purpose of hearings and public comment period:** To receive testimony and comments regarding the Oregon Health Authority (OHA), Public Health Division's proposed permanent amendment of OAR 333-333-4300 related to Oregon Psilocybin Services, to remove an unnecessary reference and clarify requirements for temporary events at licensed psilocybin service centers.

Proposed rule amendments will close an unintended loophole to ensure that licensed psilocybin service centers are not able to host temporary events at their premises after 11:59 PM. Events that extend beyond 11:59 PM are not consistent with the safe and orderly operation of psilocybin service centers; and they are more likely to involve intoxicated individuals who have consumed alcohol at neighboring businesses. These rule changes were filed as temporary changes effective August

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29, 2025 through February 24, 2026 (Temporary Administrative Order PH 15-2025) and this proposed permanent rulemaking seeks to make those changes permanent.

The proposed rule amendments will also allow for single written notice of temporary events at a service center occurring within a 180-day period.

The proposed rule amendments clarify requirements for manufacturers by removing an unnecessary reference to Oregon Department of Agriculture requirements.

**Hearing Officer:** Brittany Hall

**Comments and testimony received:** In OHA's Notice of Proposed Rulemaking, OHA announced that individuals could submit written comments by sending them to OHA's designated email address for receiving such comments, or by fax or mail. In addition, OHA took public testimony at the public hearing that was held on December 16, 2025. OHA received oral testimony from four individuals at the public hearing and received timely comments from one individual. OHA staff have considered the public testimony and written comments received prior to the deadline on December 21, 2025, at 5:00 PM Pacific Time. OHA thanks all Oregonians who provided public comment and appreciates the varied input they have provided to the rulemaking process.

Themes of the testimony and written comments relevant to the current proposed rules, in no particular order, are summarized below. Copies of audio recordings of the hearings are available online at [oregon.gov/psilocybin](http://oregon.gov/psilocybin). Written comments received prior to the deadline on December 21, 2025, at 5:00 PM Pacific Time are attached to this report as **EXHIBIT 1**.

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In oral testimony and written comments, OHA heard the request to leave the rule in place as it stands, allowing for temporary events at licensed psilocybin service centers to be hosted after 11:59 PM. Comments opined that changing the rules to require temporary events to end by 11:59 PM will “reduce service center viability”, and “there are no additional safety risks based on hours of operation.” Further testimony opined that the rule changes are an overstep and question what is unsafe

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about holding temporary events after midnight if product is locked away and service center representatives are present. Testimony also opined that service centers should be allowed as much freedom as possible to use their premises for other reasons, while maintaining safety.

**Agency response:** The proposed rule corrects a drafting error that created an unintended loophole that allowed licensed psilocybin centers to host temporary events beyond the regular hours adopted in administrative rules for service centers hosting administration sessions for clients. These events are only prohibited between the hours of 12:00 AM and 5:59 AM. This change makes the hours for temporary events consistent with hours of operations for provision of psilocybin services. This consistency supports ensuring compliance with all rules for hours of operations. Although psilocybin products must be securely stored during temporary events, psilocybin remains a Schedule 1 controlled substance and licensed service centers may be subject to enhanced scrutiny from law enforcement as a result. Ceasing all operations after 11:59 PM could mitigate this additional scrutiny.

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In oral testimony, OHA heard the opinion that the changes to the regulations related to temporary events are reactionary and are informed by anxiety and fear, similar to the same feelings that were present about psilocybin when the Act was passed in 2020. The excessive feelings of anxiety and fear put the industry, which is still in its infancy, at risk. Testimony opined that this is not a minor issue, and these changes are practically and symbolically a threat to what voters approved with the passage of Measure 109 and a threat to the industry.

**Agency response:** It is not clear how prohibiting temporary events unrelated to the provision of psilocybin services for six hours a day will put the industry at risk. The ballot measure approved by voters grants both OHA and local governments authority to limit hours of operation. Additionally, there is no reference to temporary events in the Oregon Psilocybin Services Act (ORS 475A); temporary events were a flexibility created in administrative rules by the Oregon Health Authority.

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In oral testimony, OHA heard support for the model but that certain “tweaks” are needed. Testimony opined that changes need to be proactive rather than reactive, and there is more opportunity to engage in more activities at the service centers, which allows this industry to continue and to allow the service centers to remain financially solvent. It was recommended that Oregon look to what is happening in Colorado and New Mexico with psilocybin regulation and possibly adopt some of their ideas to open up service centers as places where meetings and events can be hosted in a safe way, in order to utilize the space in a more effective way.

**Agency response:** This comment is a general observation related to administration of ORS 475A and is not specific to the proposed rule change.

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## EXHIBIT 1

**From:** [Michelle Glass](#)  
**To:** [Public Health Rules](#)  
**Subject:** public comment on 333-333-4300 Licensed Premises Location Requirements  
**Date:** Tuesday, December 16, 2025 2:46:45 PM  
**Attachments:** [image001.png](#)

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Dear OHA OPS,

I am expressing my desire to keep this rule in place as it stands. Striking it will only reduce service center viability. Additionally, there are no additional safety risks based on hours of operation. The arbitrary 11:59pm time is unnecessary.

Please keep this rule in place as it stands.

Warmly,  
Michelle

*Michelle Glass*

*she/her*

Oregon Licensed Psilocybin Facilitator,  
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Schedule with my Calendly here:

Meet me on Zoom here:

*“May you be filled with compassion for yourself and others.” ~ Roshi Joan Halifax*