

BILL SUMMARY

1st Session of the 59th Legislature

Bill No.:	SB437
Version:	CCS A
Request Number:	
Author:	Rep. Marti
Date:	5/26/2023
Impact:	No impact

Research Analysis

The conference committee substitute for SB 437 directs the Oklahoma Medical Marijuana Authority to create and maintain a registry of recommending physicians as it relates to medical marijuana.

The measure requires that any physician recommending the use of medical marijuana must be listed on the registry beginning January 1, 2025, and that physicians on the registry must comply with the medical education and continuing medical education requirements as promulgated by the Authority.

The measure requires that, for medical marijuana applicants under the age of 18, the two recommending physicians not be located at the same physical address, and that at least one of the physicians attest that the minor applicant has been under the routine care of the physician for not less than 1 year, or not less than five 5 years if the minor patient has only been seen by the physician through telemedicine.

Additionally, the measure requires employees of a medical marijuana business to also comply with the education and continuing education requirements promulgated by the Authority.

The measure prohibits the transfer of ownership of any medical marijuana business license without written approval of an application to transfer ownership by the Oklahoma Medical Marijuana Authority, and establishes an application to transfer fee of \$500.

The measure authorizes the Executive Director of the Oklahoma Medical Marijuana Authority shall promulgate rules to limit the tetrahydrocannabinol (THC) serving size of edible medical marijuana products sold in medical marijuana dispensaries, and for medical marijuana patients under 18 years of age, the Executive Director may impose further limits on THC per serving in edible medical marijuana products.

The measure also requires that all medical marijuana flower, trim, shake, kief, medical marijuana product, or other flower-based product not defined as a concentrate, shall be sold by licensed medical marijuana processors and licensed medical marijuana commercial growers to licensed medical marijuana dispensaries only in pre-packaged form in package sizes weighing not less than one-half of 1 gram to not more than 3 ounces.

The measure provides exceptions for nonopaque materials to be used when packaging medical marijuana flower provided all other packaging and labeling requirements for medical marijuana products sold in this state are met and it is placed in an opaque container before leaving a licensed medical marijuana dispensary.

Prepared By: Matthew Brenchley

Fiscal Analysis

The measure dictates the fee for a temporary license fee for a medical marijuana dispensary will be \$1,000 nonrefundable fee but the fee for permanent license is still set at \$2,500.

Prepared By: Stacy Johnson' House Fiscal Staff

Other Considerations

None.