1	SENATE FLOOR VERSION March 3, 2022
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3	COMMITTEE SUBSTITUTE FOR
4	SENATE BILL NO. 1848 By: Montgomery of the Senate
5	and
6	Hilbert of the House
7	
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9	[ medical marijuana tax - apportionment - Drug and Alcohol Abuse Revolving Fund - codification -
10	effective date -
11	emergency ]
12	
13	BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:
14	SECTION 1. AMENDATORY 63 O.S. 2021, Section 426, as
15	amended by Section 2, Chapter 563, O.S.L. 2021, is amended to read
16	as follows:
17	Section 426. A. The tax on retail medical marijuana sales will
18	be established at seven percent (7%) of the gross amount received by
19	the seller.
20	B. This tax will be collected at the point of sale. Except as
21	provided for in subsection D, tax proceeds will be applied primarily
22	to finance the regulatory office.
23	C. Except as provided for in subsection D, if proceeds from the
24	levy authorized by subsection A of this section exceed the budgeted

SENATE FLOOR VERSION - SB1848 SFLR (Bold face denotes Committee Amendments) amount for running the regulatory office, any surplus shall be apportioned with seventy-five percent (75%) going to the General Revenue Fund and may only be expended for common education including funding redbud school grants pursuant to Section 3-104 of Title 70 of the Oklahoma Statutes. Twenty-five percent (25%) shall be apportioned to the Oklahoma State Department of Health and earmarked for drug and alcohol rehabilitation.

B. For fiscal year 2022 <u>and subsequent fiscal years</u>, proceeds
9 from the levy authorized by subsection A of this section shall be
10 apportioned as follows:

The first Sixty-five Million Dollars (\$65,000,000.00) shall
 be apportioned as follows:

13	a.	fifty-nine and twenty-three hundredths percent
14		<del>(59.23%)</del> <u>sixty-four percent (64%)</u> to the State Public
15		Common School Building Equalization Fund,
16	b.	thirty-four and sixty-two hundredths percent (34.62%)
17		thirty percent (30%) to the Oklahoma Medical Marijuana
18		Authority, a division within the Oklahoma State
1 0		Department of Health, and
19		Deparemente of mearent, and
19 20	с.	six and fifteen hundredths percent (6.15%) six percent
-	c.	
20	c.	six and fifteen hundredths percent (6.15%) six percent
20 21	с.	six and fifteen hundredths percent (6.15%) six percent (6%) to the Oklahoma State Department of Health and

2. Any surplus collections shall be apportioned to the General
 2 Revenue Fund of the State Treasury.

3 SECTION 2. NEW LAW A new section of law to be codified 4 in the Oklahoma Statutes as Section 2-312 of Title 43A, unless there 5 is created a duplication in numbering, reads as follows:

There is hereby created in the State Treasury a revolving fund 6 for the Oklahoma Department of Mental Health and Substance Abuse 7 Services to be designated the "Drug and Alcohol Abuse Revolving 8 9 Fund". The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of all monies received by the 10 Oklahoma Department of Mental Health and Substance Abuse Services 11 12 from apportionments pursuant to Section 426 of Title 63 of the 13 Oklahoma Statutes. All monies accruing to the credit of the fund are hereby appropriated and may be budgeted and expended by the 14 Oklahoma Department of Mental Health and Substance Abuse Services 15 for the purpose of drug and alcohol rehabilitation and prevention. 16 Expenditures from the fund shall be made upon warrants issued by the 17 State Treasurer against claims filed as prescribed by law with the 18 Director of the Office of Management and Enterprise Services for 19 approval and payment. 20

SECTION 3. This act shall become effective July 1, 2022.
 SECTION 4. It being immediately necessary for the preservation
 of the public peace, health or safety, an emergency is hereby

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1	declared to exist, by reason whereof this act shall take effect and
2	be in full force from and after its passage and approval.
3	COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS March 3, 2022 - DO PASS AS AMENDED
4	MAICH 5, 2022 - DO FASS AS AMENDED
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