

1 ENGROSSED SENATE
2 BILL NO. 522

By: Taylor of the Senate

3 and

4 Echols of the House

5
6 An Act relating to medical marijuana; requiring
7 Oklahoma Medical Marijuana Authority to contract with
8 third-party vendor to provide certain services;
9 directing Authority to determine minimum services;
10 directing third-party vendor to conduct certain
11 functions for applicants; requiring third-party
12 vendor to issue certain credential; providing for
13 certain appeal; excluding third-party vendor from
14 certain liability; directing promulgation of rules;
15 providing for codification; and providing an
16 effective date.

17 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

18 SECTION 1. NEW LAW A new section of law to be codified
19 in the Oklahoma Statutes as Section 427.3a of Title 63, unless there
20 is created a duplication in numbering, reads as follows:

21 A. The Oklahoma Medical Marijuana Authority within the State
22 Department of Health shall contract with one or more third-party
23 vendors to provide the licensing services necessary to carry out the
24 provisions of Section 420 et seq. of Title 63 of the Oklahoma
25 Statutes and the Oklahoma Medical Marijuana and Patient Protection
26 Act relating to the licensing of medical marijuana research

1 | licensees, medical marijuana education facility licensees, medical
2 | marijuana business licensees and employees of such entities.

3 | B. The Authority shall determine the minimum services to be
4 | provided by such third-party vendor and shall establish costs and
5 | prices. A third-party vendor shall on behalf of the Authority
6 | conduct the statutorily required background checks and verify
7 | eligibility and suitability for any license applicant for a medical
8 | marijuana research license, medical marijuana education facility
9 | license, any category of medical marijuana business license, and
10 | employees of such entities.

11 | C. Upon successful completion by the third-party vendor of the
12 | statutorily required background checks and verification of
13 | eligibility and suitability for a license applicant or employee, the
14 | third-party vendor shall issue a credential or badge to the
15 | applicant or employee. The results of background checks and
16 | verification shall be provided to the Authority by the third-party
17 | vendor.

18 | D. In the event that the third-party vendor determines that an
19 | applicant, or its employee, does not meet the minimum statutory
20 | requirements for a license, the applicant or employee shall have no
21 | recourse against the third-party vendor but may appeal such adverse
22 | determination to the Authority.

23 | E. The third-party vendor shall bear no liability for any acts
24 | taken in good-faith compliance with the provisions Section 420 et

1 seq. of Title 63 of the Oklahoma Statutes and the Oklahoma Medical
2 Marijuana and Patient Protection Act, and the rules promulgated by
3 the State Commissioner of Health.

4 F. The State Commissioner of Health may promulgate rules to
5 implement the provisions of this section.

6 SECTION 2. This act shall become effective November 1, 2021.

7 Passed the Senate the 10th day of March, 2021.

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Presiding Officer of the Senate

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11 Passed the House of Representatives the ____ day of _____,
12 2021.

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Presiding Officer of the House
of Representatives

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