

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 SENATE BILL NO. 768

By: McCortney

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6 AS INTRODUCED

7 An Act relating to medical marijuana; directing State  
8 Department of Health to develop and implement certain  
9 laboratory testing program; directing State  
10 Department of Health to create certain license and  
11 licensing protocol; requiring growers and processors  
to ensure that batches are tested; directing  
promulgation of rules; providing for codification;  
and declaring an emergency.

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

14 SECTION 1. NEW LAW A new section of law to be codified  
15 in the Oklahoma Statutes as Section 422.1 of Title 63, unless there  
16 is created a duplication in numbering, reads as follows:

17 A. The State Department of Health shall develop and implement a  
18 medical marijuana testing program to test medical marijuana and  
19 medical marijuana products for contaminants and for concentration of  
20 tetrahydrocannabinol (THC), cannabidiol (CBD) and any other  
21 chemicals deemed necessary by the Department.

22 B. The State Department of Health shall create a medical  
23 marijuana laboratory license and licensing protocol for laboratories  
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1 who wish to test medical marijuana for licensed growers and licensed  
2 processors.

3 C. 1. Licensed growers shall be responsible for ensuring that  
4 all batches of marijuana sold by the grower to a licensed processor  
5 or dispensary have been tested in accordance with the testing  
6 program created by the State Department of Health pursuant to this  
7 section.

8 2. Licensed processors shall be responsible for ensuring that  
9 all batches of marijuana products sold by the processor to a  
10 licensed dispensary or another licensed processor have been tested  
11 in accordance with the testing program created by the State  
12 Department of Health pursuant to this section.

13 D. The State Commissioner of Health shall promulgate such rules  
14 as are necessary to implement the provisions of this section.

15 SECTION 2. It being immediately necessary for the preservation  
16 of the public peace, health or safety, an emergency is hereby  
17 declared to exist, by reason whereof this act shall take effect and  
18 be in full force from and after its passage and approval.

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20 57-1-461 DC 1/28/2019 3:54:33 PM  
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