

SENATE CHAMBER
STATE OF OKLAHOMA

DISPOSITION

FLOOR AMENDMENT

No. 1

COMMITTEE AMENDMENT

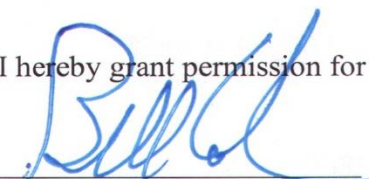
(Date)

I move to amend Engrossed House Bill No. 1349, by the attached floor substitute (Request #2144) for the title, enacting clause and entire body of the measure.

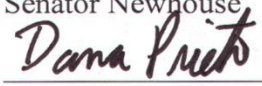
Submitted by:


Senator Garvin

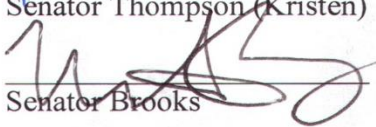
I hereby grant permission for the floor substitute to be adopted.



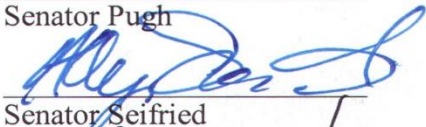
Senator Coleman, Chair (required)

Senator Newhouse



Senator Prieto

Senator Thompson (Kristen)


Senator Brooks

Senator Pugh


Senator Seifried



Senator Burns



Senator Weaver

Senator Haste


Senator Jett

Senator Young

Senator Treat, President Pro Tempore

Senator McCortney, Majority Floor Leader

Note: Business and Commerce committee majority requires seven (7) members' signatures.

Garvin-MR-FS-HB1349
4/21/2023 11:24 AM

(Floor Amendments Only) Date and Time Filed: 4-24-23 3:16 pm fd

Untimely Amendment Cycle Extended Secondary Amendment

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 FLOOR SUBSTITUTE
4 FOR ENGROSSED

5 HOUSE BILL NO. 1349

By: Fetgatter of the House

and

Garvin of the Senate

7
8
9 FLOOR SUBSTITUTE

10 [medical marijuana - Oklahoma Medical Marijuana
11 Authority Board - Oklahoma Medical Marijuana
12 Authority - Oklahoma Open Meeting Act - Oklahoma Open
13 Records Act - Administrative Procedures Act -
14 codification - effective date]

15 ~~BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:~~

16 SECTION 1. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 427.26 of Title 63, unless there
18 is created a duplication in numbering, reads as follows:

19 A. There is hereby created the Oklahoma Medical Marijuana
20 Authority Advisory Board.

21 B. The Oklahoma Medical Marijuana Authority Advisory Board
22 shall consist of the following members and all appointees shall
23 serve their terms at the pleasure of the appointing authority and
24 may be removed or replaced without cause:

1 1. One member appointed by the Governor who shall be a chief of
2 police, or a designee, of a municipality with a population over one
3 hundred thousand (100,000), as determined by the latest Federal
4 Decennial Census;

5 2. One member appointed by the Governor who shall be a sheriff,
6 or a designee, of a county with a population under twenty-five
7 thousand (25,000), as determined by the latest Federal Decennial
8 Census;

9 3. One member appointed by the Governor who shall be an elected
10 official either of a municipality with a population under one
11 hundred thousand (100,000), as determined by the latest Federal
12 Decennial Census or of a county with a population under twenty-five
13 thousand (25,000), as determined by the latest Federal Decennial
14 Census;

15 4. One member who is a district attorney appointed by the
16 Governor selected from a list submitted by the District Attorneys
17 Council;

18 5. One member who is a licensed physician appointed by the
19 Governor selected from a list submitted by the State Board of
20 Medical Licensure and Supervision;

21 6. One member who is a licensed medical marijuana commercial
22 grower appointed by the Governor;

23 7. One member who is a licensed medical marijuana processor
24 appointed by the Speaker of the House of Representatives;

1 8. One member who is a licensed medical marijuana dispensary
2 owner appointed by the Speaker of the House of Representatives;

3 9. One member who is a licensed medical marijuana transporter
4 appointed by the President Pro Tempore of the Senate; and

5 10. One member who is a licensed medical marijuana testing
6 laboratory owner appointed by the President Pro Tempore of the
7 Senate.

8 C. Each member of the Oklahoma Medical Marijuana Authority
9 Advisory Board shall serve a term of four (4) years from the date of
10 appointment. Members of the Board shall not serve more than two (2)
11 consecutive terms. The Executive Director of the Oklahoma Medical
12 Marijuana Authority shall be an ex officio member of the Board, but
13 shall be entitled to vote only in case of a tie vote.

14 D. A chair and vice chair shall be elected annually from the
15 membership of the Oklahoma Medical Marijuana Authority Advisory
16 Board. A majority of the members of the Board shall constitute a
17 quorum for the transaction of business and for taking any official
18 action. Official action of the Board must have a favorable vote by
19 a majority of the members present.

20 E. Appointed members who serve on the Board shall be exempt
21 from dual-office-holding prohibitions pursuant to Section 6 of Title
22 51 of the Oklahoma Statutes.

23 F. The Oklahoma Medical Marijuana Authority Advisory Board may
24 assist the Oklahoma Medical Marijuana Authority with the following:

1 1. Examining the policymaking of the Oklahoma Medical Marijuana
2 Authority;

3 2. Recommending rules as necessary and appropriate to carry out
4 the duties and responsibilities of the Oklahoma Medical Marijuana
5 Authority; and

6 3. Reviewing contracts between the Authority and vendors.

7 G. Members appointed pursuant to subsection B of this section
8 shall serve without compensation but shall be reimbursed for
9 expenses incurred in the performance of their duties in accordance
10 with the State Travel Reimbursement Act.

11 H. The Oklahoma Medical Marijuana Authority Advisory Board
12 shall meet as often as necessary to conduct business but shall meet
13 not less than four times a year, with an organizational meeting to
14 be held prior to January 1, 2024. In addition, special meetings may
15 be called by the Executive Director of the Oklahoma Medical
16 Marijuana Authority. At the conclusion of each meeting, the Board
17 shall prepare a report of any recommendations to be presented to the
18 Governor, the President Pro Tempore of the Senate, the Speaker of
19 the House of Representative, and the Executive Director of the
20 Authority.

21 I. Any vacancy occurring on the Oklahoma Medical Marijuana
22 Authority Advisory Board shall be filled for the unexpired term of
23 office in the same manner as provided for in subsection B of this
24 section.

1 J. The Oklahoma Medical Marijuana Authority shall provide
2 clerical staff to perform designated duties of the Oklahoma Medical
3 Marijuana Authority Advisory Board. The Oklahoma Medical Marijuana
4 Authority shall also provide space for meetings of the Board.

5 K. The Oklahoma Medical Marijuana Authority Advisory Board
6 shall act in accordance with the provisions of the Oklahoma Open
7 Meeting Act, the Oklahoma Open Records Act, and the Administrative
8 Procedures Act.

9 SECTION 2. This act shall become effective November 1, 2023.

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59-1-2144 MR 4/24/2023 4:54:59 PM

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