

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

4 A. There is hereby created the Oklahoma Medical Marijuana
5 Authority Board.

6 B. The Oklahoma Medical Marijuana Authority Board shall consist
7 of the following members and all appointees shall serve their terms
8 at the pleasure of the appointing authority and may be removed or
9 replaced without cause:

10 1. One member appointed by the Governor who shall be a chief of
11 police of a municipality with a population over one hundred thousand
12 (100,000), as determined by the latest Federal Decennial Census;

13 2. One member appointed by the Governor who shall be a sheriff
14 of a county with a population under twenty-five thousand (25,000),
15 as determined by the latest Federal Decennial Census;

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

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

22 5. One member who is a licensed medical marijuana commercial
23 grower appointed by the Governor selected from a list submitted by
24 the Oklahoma Medical Marijuana Authority;

1 6. One member who is a licensed medical marijuana processor
2 appointed by the Speaker of the Oklahoma House of Representatives
3 selected from a list submitted by the Oklahoma Medical Marijuana
4 Authority;

5 7. One member who is a licensed medical marijuana dispensary
6 owner appointed by the Speaker of the Oklahoma House of
7 Representatives selected from a list submitted by the Oklahoma
8 Medical Marijuana Authority;

9 8. One member who is a licensed medical marijuana transporter
10 appointed by the President Pro Tempore of the Oklahoma State Senate
11 selected from a list submitted by the Oklahoma Medical Marijuana
12 Authority; and

13 9. One member who is a licensed medical marijuana testing
14 laboratory owner appointed by the President Pro Tempore of the
15 Oklahoma State Senate selected from a list submitted by the Oklahoma
16 Medical Marijuana Authority.

17 C. Each member of the Oklahoma Medical Marijuana Authority
18 Board shall serve a term of four (4) years from the date of
19 appointment. Members of the Board shall not serve more than two
20 consecutive terms. The Executive Director of the Oklahoma Medical
21 Marijuana Authority shall be an ex officio member of the Board, but
22 shall be entitled to vote only in case of a tie vote.

23 D. A chair and vice-chair shall be elected annually from the
24 membership of the Oklahoma Medical Marijuana Authority Board. A

1 majority of the members of the Board shall constitute a quorum for
2 the transaction of business and for taking any official action.
3 Official action of the Board must have a favorable vote by a
4 majority of the members present.

5 E. Appointed members who serve on the Board shall be exempt
6 from dual-office-holding prohibitions pursuant to Section 6 of Title
7 51 of the Oklahoma Statutes.

8 F. The Oklahoma Medical Marijuana Authority Board shall be the
9 rulemaking body for the Oklahoma Medical Marijuana Authority and
10 shall have the power and duty to:

11 1. Establish the policies of the Oklahoma Medical Marijuana
12 Authority; and

13 2. Adopt and promulgate rules as necessary and appropriate to
14 carry out the duties and responsibilities of the Oklahoma Medical
15 Marijuana Authority.

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

20 H. The Oklahoma Medical Marijuana Authority Board shall meet as
21 often as necessary to conduct business but shall meet not less than
22 four times a year, with an organizational meeting to be held prior
23 to January 1, 2024. In addition, special meetings may be called by
24 the Executive Director of the Oklahoma Medical Marijuana Authority.

1 I. Any vacancy occurring on the Oklahoma Medical Marijuana
2 Authority Board shall be filled for the unexpired term of office in
3 the same manner as provided for in subsection B of this section.

4 J. The Oklahoma Medical Marijuana Authority shall provide
5 clerical staff to perform designated duties of the Oklahoma Medical
6 Marijuana Authority Board. The Oklahoma Medical Marijuana Authority
7 shall also provide space for meetings of the Board.

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

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

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13 COMMITTEE REPORT BY: COMMITTEE ON ALCOHOL, TOBACCO AND CONTROLLED
14 SUBSTANCES, dated 03/02/2023 - DO PASS, As Amended and Coauthored.

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