

1 ENGROSSED SENATE
2 BILL NO. 1758

By: Stanislawski of the Senate

3 and

4 Taylor of the House

5
6
7 An Act relating to medical marijuana; amending
8 Section 7, State Question No. 788, Initiative
9 Petition No. 412 (63 O.S. Supp. 2019, Section 426),
10 which relates to tax on retail medical marijuana;
11 specifying certain use of funds; clarifying language;
12 providing an effective date; and declaring an
13 emergency.

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

15 SECTION 1. AMENDATORY Section 7, State Question No. 788,
16 Initiative Petition No. 412 (63 O.S. Supp. 2019, Section 426), is
17 amended to read as follows:

18 Section 426. A. The tax on retail medical marijuana sales ~~will~~
19 shall be established at seven percent (7%) of the gross amount
20 received by the seller.

21 B. This tax ~~will~~ shall be collected at the point of sale. Tax
22 proceeds ~~will~~ shall be applied primarily to finance the regulatory
23 office.

24 C. If proceeds from the levy authorized by subsection A of this
section exceed the budgeted amount for running the regulatory

1 office, any surplus shall be apportioned ~~with seventy-five~~ as
2 follows:

3 1. Seventy-five percent (75%) ~~going to the General Revenue Fund~~
4 ~~and may only be expended for common education.~~ shall be deposited in
5 the State Public Common School Building Equalization Fund
6 established by Section 32 of Article X of the Oklahoma Constitution;
7 and

8 2. Twenty-five percent (25%) shall be apportioned to the
9 ~~Oklahoma~~ State Department of Health and earmarked for drug and
10 alcohol rehabilitation.

11 SECTION 2. This act shall become effective July 1, 2020.

12 SECTION 3. It being immediately necessary for the preservation
13 of the public peace, health or safety, an emergency is hereby
14 declared to exist, by reason whereof this act shall take effect and
15 be in full force from and after its passage and approval.

1 Passed the Senate the 10th day of March, 2020.

2
3 _____
4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2020.

7
8 _____
9 Presiding Officer of the House
10 of Representatives
11
12
13
14
15
16
17
18
19
20
21
22
23
24