

Bill Summary
1st Session of the 57th Legislature

Bill No.:	SB 1030
Version:	FS1
Request No.:	2057
Author:	Sen. Paxton
Date:	03/11/2019

Floor Substitute (FS)

The FS for SB 1030 directs the State Department of Health to retain all records contained in a medical marijuana license application. License revocation hearings are required to be recorded by the measure. A party may request a copy of the recording of the proceedings and copies of the proceedings shall be forwarded to law enforcement if the revocation was based on criminal activity. The Department is also directed to forward all information displayed on medical marijuana licenses to law enforcement via the Oklahoma Law Enforcement Telecommunications System. The Department must make available a list showing the location of licensed entities to the public.

Municipalities, property, and business owners are also authorized to prohibit the smoking or vaping of medical marijuana on their property. The FS bans smoking and vaping marijuana within 50 feet of a street, alley, or sidewalk. The measure clarifies the meaning of “undue change or restriction of municipal zoning laws” to be the total prohibition of the establishment of marijuana businesses within the municipality. Municipalities are authorized to operate according to standard planning and zoning procedures. Municipalities and counties are authorized to levy a local tax on marijuana, but the FS prohibits the sales tax rate from exceeding the tax rate for other sales. The measure clarifies that the tax on marijuana is a sales tax. Additionally, the measure authorizes municipalities to pass ordinances restricting the smoking or vaping of marijuana in any or all public places within city limits. The measure creates a maximum penalty of \$400.00 for possessing up to 1.5 ounces of marijuana without a medical marijuana license.

Prepared by: Kalen Taylor