

SENATE CHAMBER
STATE OF OKLAHOMA

DISPOSITION

☒ FLOOR AMENDMENT

No. 1

☐ COMMITTEE AMENDMENT

I move to amend Senate Bill No. 1219 by substituting the attached floor substitute (Request #3707) for the title, enacting clause and entire body of the measure.

Submitted by:

Senator Bullard

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

Senator Leeland Wright, Chair (required)

Senator Coleman

Senator Bergstrom

Senator Brooks

Senator Burns

Senator Dahm

Senator Treat, President Pro Tempore

Senator Garvin

Senator Newhouse

Senator Puxton

Senator Pugh

Senator Rogers

Senator Young

Senator McCortney, Majority Floor Leader

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

Bullard-DC-PS-SB1219
3/8/2022 1:08 PM

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(Floor Amendments Only)

Date and Time Filed:

3-14-22

1:42 pm Jd

☐ Untimely

☐ Amendment Cycle Extended

☐ Secondary Amendment

STATE OF OKLAHOMA

2nd Session of the 58th Legislature (2022)

FLOOR SUBSTITUTE
FOR

SENATE BILL NO. 1219

By: Bullard of the Senate

and

McDugle of the House

FLOOR SUBSTITUTE

[medical marijuana - requirements for edible medical
marijuana products - effective date]

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

SECTION 1. AMENDATORY 63 O.S. 2021, Section 427.18, is
amended to read as follows:

Section 427.18. A. An Oklahoma medical marijuana business
shall not sell, transfer, or otherwise distribute medical marijuana
or medical marijuana product that has not been packaged and labeled
in accordance with this section and rules promulgated by the State
Commissioner of Health.

B. A medical marijuana dispensary shall return medical
marijuana and medical marijuana product that does not meet packaging
or labeling requirements in this section or rules promulgated
pursuant thereto to the entity who transferred it to the dispensary.

1 The medical marijuana dispensary shall document to whom the item was
2 returned, what was returned and the date of the return or dispose of
3 any usable marijuana that does not meet these requirements in
4 accordance with the Oklahoma Medical Marijuana and Patient
5 Protection Act.

6 C. 1. Medical marijuana packaging shall be packaged to
7 minimize its appeal to children and shall not depict images other
8 than the business name logo of the medical marijuana producer and
9 image of the product.

10 2. A medical marijuana business shall not place any content on
11 a container in a manner that reasonably appears to target
12 individuals under the age of twenty-one (21) including, but not
13 limited to, cartoon characters or similar images.

14 3. Labels on a container shall not include any false or
15 misleading statements.

16 4. No container shall be intentionally or knowingly labeled so
17 as to cause a reasonable patient confusion as to whether the medical
18 marijuana, medical marijuana concentrate, or medical marijuana
19 product is a trademarked product or labeled in a manner that
20 violates any federal trademark law or regulation.

21 5. The label on the container shall not make any claims
22 regarding health or physical benefits to the patient.

23 6. All medical marijuana, medical marijuana concentrate and
24 medical marijuana products shall be in a child-resistant container

1 at the point of transfer to the patient or caregiver. For all
2 edible medical marijuana products, not less than fifty percent (50%)
3 of the child-resistant container shall be clear and the edible
4 medical marijuana product must be clearly visible through the clear
5 portion of the child-resistant container.

6 7. a. Except as provided by subparagraph b of this
7 paragraph, any edible medical marijuana product in
8 solid or semisolid form shall have the letters "THC"
9 pressed into the product. If the product consists of
10 two or more individual pieces or is intended to be
11 broken into two or more segments, the letters "THC"
12 shall be pressed into each piece or segment.

13 b. For any edible medical marijuana product in solid or
14 semisolid form that cannot reasonably be pressed with
15 the letters "THC" under subparagraph a of this
16 paragraph as determined by the Oklahoma Medical
17 Marijuana Authority, the product shall have the
18 letters "THC" printed onto the product with edible
19 ink. If the product consists of two or more
20 individual pieces or is intended to be broken into two
21 or more segments, the letters "THC" shall be printed
22 onto each piece or segment with edible ink.

1 c. The letters "THC" shall be legible and shall be
2 prominently displayed on the product or each piece or
3 segment.

4 d. This paragraph shall not apply to edible medical
5 marijuana products in liquid form.

6 D. The State Department of Health shall develop minimum
7 standards for packaging and labeling of medical marijuana and
8 medical marijuana products. Such standards shall include, but not
9 be limited to, the required contents of labels to be affixed to all
10 medical marijuana and medical marijuana products prior to transfer
11 to a licensed patient or caregiver, which shall include, at a
12 minimum:

13 1. THC and other cannabinoid potency, and terpenoid potency;

14 2. A statement indicating that the product has been tested for
15 contaminants;

16 3. One or more product warnings to be determined by the
17 Department; and

18 4. Any other information the Department deems necessary.

19 SECTION 2. This act shall become effective July 1, 2024.

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21 58-2-3707 DC 3/14/2022 2:31:00 PM