

1 **SENATE FLOOR VERSION**

2 March 3, 2022

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL NO. 1848

By: Montgomery of the Senate

and

Hilbert of the House

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9 [medical marijuana tax - apportionment - Drug and
10 Alcohol Abuse Revolving Fund - codification -
effective date -

emergency]

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

14 SECTION 1. AMENDATORY 63 O.S. 2021, Section 426, as
15 amended by Section 2, Chapter 563, O.S.L. 2021, is amended to read
16 as follows:

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

20 B. This tax will be collected at the point of sale. Except as
21 provided for in subsection D, tax proceeds will be applied primarily
22 to finance the regulatory office.

23 C. Except as provided for in subsection D, if proceeds from the
24 levy authorized by subsection A of this section exceed the budgeted

1 amount for running the regulatory office, any surplus shall be
2 apportioned with seventy-five percent (75%) going to the General
3 Revenue Fund and may only be expended for common education including
4 funding redbud school grants pursuant to Section 3-104 of Title 70
5 of the Oklahoma Statutes. Twenty-five percent (25%) shall be
6 apportioned to the Oklahoma State Department of Health and earmarked
7 for drug and alcohol rehabilitation.

8 D. For fiscal year 2022 and subsequent fiscal years, proceeds
9 from the levy authorized by subsection A of this section shall be
10 apportioned as follows:

11 1. The first Sixty-five Million Dollars (\$65,000,000.00) shall
12 be apportioned as follows:

- 13 a. ~~fifty-nine and twenty-three hundredths percent~~
14 ~~(59.23%)~~ sixty-four percent (64%) to the State Public
15 Common School Building Equalization Fund,
- 16 b. ~~thirty-four and sixty-two hundredths percent (34.62%)~~
17 thirty percent (30%) to the Oklahoma Medical Marijuana
18 Authority, a division within the Oklahoma State
19 Department of Health, and
- 20 c. ~~six and fifteen hundredths percent (6.15%)~~ six percent
21 (6%) to the ~~Oklahoma State Department of Health and~~
22 ~~earmarked for drug and alcohol rehabilitation~~ Drug and
23 Alcohol Rehabilitation Fund created in Section 2 of
24 this act; and

1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.

3 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
4 March 3, 2022 - DO PASS AS AMENDED
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