

**BILL SUMMARY**  
1<sup>st</sup> Session of the 58<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>HB 2023</b>
<b>Version:</b>	<b>Amendment to PCS</b>
<b>Request Number:</b>	<b>7348</b>
<b>Author:</b>	<b>Fetgatter</b>
<b>Date:</b>	<b>2/3/2021</b>
<b>Impact:</b>	<b>No impact</b>

**Research Analysis**

The amendment to the proposed committee substitute to HB 2023 specifies that the distance between schools and medical marijuana dispensaries shall be measured from the nearest property line of the dispensary to the nearest property line of the school. If any school is established within 1,000 feet of a dispensary after the dispensary has been licensed, the dispensary is exempt from the prohibited distance provision. The measure prohibits the Oklahoma Medical Marijuana Authority (OMMA) from revoking the license or denying any issuance, renewal or transfer of the license due to a mistake in measurement by OMMA or any change in usage of a public or private school after the issuance of the license. The licensed property shall be grandfathered in by OMMA as long as the property continues to be used in accordance with the original licensed purpose, regardless of any change in ownership.

Prepared By: Emily McPherson

**Fiscal Analysis**

HB2023 (school distance) - These changes may potentially have a limited fiscal affect, as it would allow licensees to continue to maintain and renew licenses that may not be eligible to hold a license given school distance restriction changes. It is unknown how many licensees would be able to maintain their current location with this grandfathering provision or how many would opt to move a business rather than cease to operate a dispensary. Licensing funds are under the jurisdiction of OSDH and do not come to OMMA.

OSDH: No impact

Prepared By: Stacy Johnson

**Other Considerations**

None.