

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                           1st Session of the 59th Legislature (2023)

4 COMMITTEE SUBSTITUTE  
5 FOR ENGROSED  
6 SENATE BILL NO. 440

By: Garvin of the Senate

and

Marti of the House

8  
9                                   COMMITTEE SUBSTITUTE

10                   [ medical marijuana - promulgation of rules - potency  
11                    limits - codification - effective date ]

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

15           SECTION 1.       NEW LAW       A new section of law to be codified  
16 in the Oklahoma Statutes as Section 427.18a of Title 63, unless  
17 there is created a duplication in numbering, reads as follows:

18           A.   The Executive Director of the Oklahoma Medical Marijuana  
19 Authority shall promulgate rules to limit the tetrahydrocannabinol  
20 (THC) serving size of edible medical marijuana products sold in  
21 medical marijuana dispensaries.   The serving sizes imposed by such  
22 rules shall be at the discretion of the Executive Director;  
23 provided, that the limits do not exceed one thousand milligrams

1 (1,000 mg) delta-9 tetrahydrocannabinol per package for edible  
2 medical marijuana products.

3 B. A licensed medical marijuana dispensary shall not sell any  
4 edible medical marijuana product that exceeds the THC per package  
5 limits imposed in this section.

6 C. For medical marijuana patients eighteen (18) years of age or  
7 younger, the Executive Director may impose further limits on THC per  
8 serving in edible medical marijuana products. No dispensaries shall  
9 be allowed to sell any medical marijuana product for the use of  
10 vaping to any medical marijuana patient eighteen (18) years of age  
11 or younger.

12 D. The Executive Director shall establish rules that require  
13 dispensaries to provide educational efforts to patients regarding  
14 potency, dosing, and pharmacological impacts pertaining to usage and  
15 consumption of medical marijuana and medical marijuana products.

16 SECTION 2. This act shall become effective January 1, 2025.

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18 COMMITTEE REPORT BY: COMMITTEE ON ALCOHOL, TOBACCO AND CONTROLLED  
19 SUBSTANCES, dated 04/13/2023 - DO PASS, As Amended.

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