

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB1066 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By deleting the content of the entire measure, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Reading Clerk

Amendment submitted by: Carl Newton

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

PROPOSED POLICY
COMMITTEE SUBSTITUTE
FOR ENGROSSED
SENATE BILL NO. 1066

By: Grellner of the Senate

and

Newton of the House

PROPOSED POLICY COMMITTEE SUBSTITUTE

An Act relating to medical marijuana; amending 63 O.S. 2021, Sections 427.10, as amended by Section 12, Chapter 251, O.S.L. 2022 and 427.13, as last amended by Section 25, Chapter 182, O.S.L. 2024 (63 O.S. Supp. 2024, Sections 427.10 and 427.13), which relate to the Oklahoma Medical Marijuana and Patient Protection Act; providing name of agency; requiring creation and maintenance of certain registry; providing certain educational requirements for inclusion on the registry; requiring promulgation of certain rules; allowing certain licensure boards to develop or identify list of medical education courses; providing time limitation for issuing requests for proposals for a seed-to-sale tracking system; authorizing multiyear or annual contracts; providing list of requirements for the seed-to-sale inventory tracking system; requiring agreed upon contract terms if selected vendor utilizes proprietary software for radio frequency identification tags; and declaring an emergency.

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

1 SECTION 1. AMENDATORY 63 O.S. 2021, Section 427.10, as
2 amended by Section 12, Chapter 251, O.S.L. 2022 (63 O.S. Supp. 2024,
3 Section 427.10), is amended to read as follows:

4 Section 427.10. A. Only licensed Oklahoma allopathic,
5 osteopathic and podiatric physicians may provide a medical marijuana
6 recommendation for a medical marijuana patient license under the
7 Oklahoma Medical Marijuana and Patient Protection Act.

8 B. A physician who has not completed his or her first residency
9 shall not meet the definition of "physician" under this section and
10 any recommendation for a medical marijuana patient license shall not
11 be processed by the Oklahoma Medical Marijuana Authority.

12 C. No physician shall be subject to arrest, prosecution or
13 penalty in any manner or denied any right or privilege under state,
14 municipal or county statute, ordinance or resolution, including
15 without limitation a civil penalty or disciplinary action by the
16 State Board of Medical Licensure and Supervision, the State Board of
17 Osteopathic Examiners, the Board of Podiatric Medical Examiners or
18 by any other business, occupation or professional licensing board or
19 bureau, solely for providing a medical marijuana recommendation for
20 a patient or for monitoring, treating or prescribing scheduled
21 medication to patients who are medical marijuana licensees. The
22 provisions of this subsection shall not prevent the relevant
23 professional licensing boards from sanctioning a physician for
24 failing to properly evaluate the medical condition of a patient or

1 for otherwise violating the applicable physician-patient standard of
2 care.

3 D. A physician who recommends use of medical marijuana shall
4 not be located at the same physical address as a licensed medical
5 marijuana dispensary.

6 E. If the physician determines the continued use of medical
7 marijuana by the patient no longer meets the requirements set forth
8 in the Oklahoma Medical Marijuana and Patient Protection Act, the
9 physician shall notify the Oklahoma Medical Marijuana Authority and
10 the license shall be immediately voided without right to an
11 individual proceeding.

12 F. The Authority shall create and maintain a registry of
13 recommending physicians. Beginning January 1, 2026, to be eligible
14 to provide a medical marijuana recommendation to a licensed patient,
15 a physician shall be registered with the Authority.

16 G. To be registered with the Authority, a physician shall
17 comply with the medical education and continuing medical education
18 requirements described in this section and shall meet all other
19 requirements established by law or rule for the respective licensure
20 board of the recommending physician. The medical education related
21 to medical marijuana shall be completed prior to the recommending
22 physician being listed on the registry and shall be completed
23 annually to remain on the registry.
24

1 H. The Executive Director of the Oklahoma Medical Marijuana
2 Authority shall promulgate rules to establish initial medical
3 education and continuing medical education requirements for
4 recommending physicians. The State Board of Medical Licensure and
5 Supervision, the State Board of Osteopathic Examiners, and the Board
6 of Podiatric Medical Examiners may consult with the Executive
7 Director of the Authority to develop or identify a list of approved
8 medical education courses for recommending physicians.

9 SECTION 2. AMENDATORY 63 O.S. 2021, Section 427.13, as
10 last amended by Section 25, Chapter 182, O.S.L. 2024 (63 O.S. Supp.
11 2024, Section 427.13), is amended to read as follows:

12 Section 427.13. A. All medical marijuana and medical marijuana
13 products shall be purchased solely from a state-licensed medical
14 marijuana business, and shall not be purchased from any out-of-state
15 providers.

16 B. 1. The Oklahoma Medical Marijuana Authority shall have
17 oversight and auditing responsibilities to ensure that all marijuana
18 being grown in this state is accounted for and shall implement an
19 inventory tracking system. Pursuant to these duties, the Authority
20 shall require that each medical marijuana business, medical
21 marijuana research facility, medical marijuana education facility
22 and medical marijuana waste disposal facility keep records for every
23 transaction with another medical marijuana business, patient or
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1 caregiver. Inventory shall be tracked and updated after each
2 individual sale and reported to the Authority.

3 2. The inventory tracking system licensees use shall allow for
4 integration of other seed-to-sale systems and, at a minimum, shall
5 include the following:

- 6 a. notification of when marijuana seeds and clones are
7 planted,
- 8 b. notification of when marijuana plants are harvested
9 and destroyed,
- 10 c. notification of when marijuana is transported, sold,
11 stolen, diverted or lost,
- 12 d. a complete inventory of all marijuana, seeds, plant
13 tissue, clones, plants, usable marijuana or trim,
14 leaves and other plant matter, batches of extract, and
15 marijuana concentrates,
- 16 e. all samples sent to a testing laboratory, an unused
17 portion of a sample returned to a licensee, all
18 samples utilized by licensee for purposes of
19 negotiating a sale, and
- 20 f. all samples used for quality testing by a licensee.

21 3. Each medical marijuana business, medical marijuana research
22 facility, medical marijuana education facility and medical marijuana
23 waste disposal facility shall develop written standard operating
24 procedures outlining the manner in which it operates as prescribed

1 by the Authority and shall use a seed-to-sale tracking system or
2 integrate its own seed-to-sale tracking system with the seed-to-sale
3 tracking system established by the Authority in accordance with the
4 limitations set forth herein.

5 4. These records shall include, but not be limited to, the
6 following:

- 7 a. the name and license number of the medical marijuana
8 business that cultivated, manufactured or sold the
9 medical marijuana or medical marijuana product,
- 10 b. the address and phone number of the medical marijuana
11 business that cultivated, manufactured or sold the
12 medical marijuana or medical marijuana product,
- 13 c. the type of product received during the transaction,
- 14 d. the batch number of the marijuana plant used,
- 15 e. the date of the transaction,
- 16 f. the total spent in dollars,
- 17 g. all point-of-sale records,
- 18 h. marijuana excise tax records, and
- 19 i. any additional information as may be reasonably
20 required by the Executive Director of the Oklahoma
21 Medical Marijuana Authority.

22 5. All inventory tracking records retained by a medical
23 marijuana business, medical marijuana research facility, medical
24 marijuana education facility or medical marijuana waste disposal

1 facility containing medical marijuana patient or caregiver
2 information shall comply with all relevant state and federal laws
3 including, but not limited to, the Health Insurance Portability and
4 Accountability Act of 1996 (HIPAA).

5 C. 1. Upon the effective date of this act, the Authority shall
6 have thirty (30) business days to issue a request for proposals and
7 select through a competitive bidding process, pursuant to Section
8 85.7 of Title 74 of the Oklahoma Statutes, a vendor that shall
9 provide a seed-to-sale inventory tracking system for medical
10 marijuana business licensees. The contract may be a multiyear
11 contract or renewable annually in accordance with any applicable
12 guidelines or procedures required by the Authority.

13 2. The seed-to-sale inventory tracking system shall include:

- 14 a. a software infrastructure that provides maximum
15 flexibility for the exchange of data between the
16 Authority and medical marijuana business licensees,
17 b. capabilities that allow medical marijuana business
18 licensees to submit data to the Authority directly
19 through an application program interface, data
20 interchange service tool, or by other means or
21 technology acceptable to the Authority,
22 c. automated reporting for inventory and point of sale
23 discrepancies,

1 d. radio frequency identification for individual unit
2 tracking, and

3 e. an integrated payment platform for tax reconciliation,
4 collections, and customer digital payments.

5 3. If the Authority selects a vendor that utilizes proprietary
6 software for radio frequency identification tags to manage data
7 entry, the responsibility for purchasing equipment necessary for
8 medical marijuana business licensees to interface with the software
9 of the seed-to-sale inventory tracking system shall be agreed upon
10 by the Authority and the vendor as part of the awarded contract.

11 SECTION 3. It being immediately necessary for the preservation
12 of the public peace, health or safety, an emergency is hereby
13 declared to exist, by reason whereof this act shall take effect and
14 be in full force from and after its passage and approval.

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