

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                               STATE OF OKLAHOMA

3                               1st Session of the 60th Legislature (2025)

4 COMMITTEE SUBSTITUTE  
5 FOR ENGROSSED  
6 SENATE BILL NO. 1039

By: Alvord of the Senate

and

Cantrell of the House

8  
9  
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11                               COMMITTEE SUBSTITUTE

12           An Act relating to medical marijuana license;  
13           amending 63 O.S. 2021, Sections 420, as amended by  
14           Section 1, Chapter 182, O.S.L. 2024, and 427.14, as  
15           last amended by Section 1, Chapter 342, O.S.L. 2024  
16           (63 O.S. Supp. 2024, Sections 420 and 427.14), which  
17           relate to medical marijuana patient license and  
18           medical marijuana business license; modifying grounds  
19           for denying certain applications; requiring the  
20           notification of applicants for additional licensing  
21           fees; providing time limitation for the remittance of  
22           license and application fees; mandating application  
23           denial for failing to remit fees; updating statutory  
24           references; and providing an effective date.

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

1       SECTION 1.       AMENDATORY       63 O.S. 2021, Section 420, as  
2 amended by Section 1, Chapter 182, O.S.L. 2024 (63 O.S. Supp. 2024,  
3 Section 420), is amended to read as follows:

4       Section 420. A. A person in possession of a state-issued  
5 medical marijuana patient license shall be able to:

6       1. Consume marijuana legally;

7       2. Legally possess up to three (3) ounces or eighty-four and  
8 nine-tenths (84.9) grams of marijuana on their person;

9       3. Legally possess six mature marijuana plants and the  
10 harvested marijuana therefrom;

11       4. Legally possess six seedling plants;

12       5. Legally possess one (1) ounce or twenty-eight and three  
13 tenths (28.3) grams of concentrated marijuana;

14       6. Legally possess seventy-two (72) ounces or two thousand  
15 thirty-seven and six-tenths (2037.6) grams of edible marijuana;

16       7. Legally possess up to eight (8) ounces or two hundred  
17 twenty-six and four-tenths (226.4) grams of marijuana in their  
18 residence; and

19       8. Legally possess seventy-two (72) ounces of topical  
20 marijuana.

21       B. Possession of up to one and one-half (1.5) ounces or forty-  
22 two and forty-five one-hundredths (42.45) grams of marijuana by  
23 persons who can state a medical condition, but are not in possession  
24 of a state-issued medical marijuana patient license, shall

1 constitute a misdemeanor offense punishable by a fine not to exceed  
2 Four Hundred Dollars (\$400.00) and shall not be subject to  
3 imprisonment for the offense. Any law enforcement officer who comes  
4 in contact with a person in violation of this subsection and who is  
5 satisfied as to the identity of the person, as well as any other  
6 pertinent information the law enforcement officer deems necessary,  
7 shall issue to the person a written citation containing a notice to  
8 answer the charge against the person in the appropriate court. Upon  
9 receiving the written promise of the alleged violator to answer as  
10 specified in the citation, the law enforcement officer shall release  
11 the person upon personal recognizance unless there has been a  
12 violation of another provision of law.

13 C. The Oklahoma Medical Marijuana Authority shall be  
14 established which shall receive applications for medical marijuana  
15 patient and caregiver license recipients, dispensaries, growers, and  
16 processors within sixty (60) days of the passage of this initiative.

17 D. The Authority shall, within thirty (30) days of passage of  
18 this initiative, make available on its website, in an easy-to-find  
19 location, an application for a medical marijuana patient license.  
20 The license shall be valid for two (2) years. The biannual  
21 application fee shall be One Hundred Dollars (\$100.00), or Twenty  
22 Dollars (\$20.00) for individuals on Medicaid, Medicare or  
23 SoonerCare. The methods of payment shall be provided on the website  
24

1 of the Authority. Reprints of the medical marijuana patient license  
2 shall be Twenty Dollars (\$20.00).

3 E. A short-term medical marijuana patient license application  
4 shall also be made available on the website of the Authority. A  
5 short-term medical marijuana patient license shall be granted to any  
6 applicant who can meet the requirements for a two-year medical  
7 marijuana patient license, but whose physician recommendation for  
8 medical marijuana is only valid for sixty (60) days. Short-term  
9 medical marijuana patient licenses shall be issued for sixty (60)  
10 days. The fee for a short-term medical marijuana patient license,  
11 reprints of the short-term medical marijuana patient license, and  
12 the procedure for extending or renewing the license shall be  
13 determined by the Executive Director of the Authority.

14 F. A temporary medical marijuana patient license application  
15 shall also be made available on the website of the Authority for  
16 residents of other states. Temporary medical marijuana patient  
17 licenses shall be granted to any medical marijuana license holders  
18 from other states, provided that such states have state-regulated  
19 medical marijuana programs, and applicants can prove they are  
20 members of such programs. Temporary medical marijuana patient  
21 licenses shall be issued for thirty (30) days. The cost for a  
22 temporary license shall be One Hundred Dollars (\$100.00). Renewal  
23 shall be granted with resubmission of a new application. No  
24

1 additional criteria shall be required. Reprints of the temporary  
2 medical marijuana patient license shall be Twenty Dollars (\$20.00).

3 G. Medical marijuana patient license applicants shall submit  
4 their applications to the Authority for approval. The applicant  
5 shall be a resident of this state and shall prove residency by a  
6 valid driver license, utility bills, or other accepted methods.

7 H. The Authority shall review the medical marijuana patient  
8 license application; approve, reject, or deny the application; and  
9 mail the approval, rejection, or denial letter stating any reasons  
10 for rejection, to the applicant within fourteen (14) business days  
11 of receipt of the application. Approved applicants shall be issued  
12 a medical marijuana patient license which shall act as proof of his  
13 or her approved status. Applications may only be rejected or denied  
14 based on the applicant not meeting ~~stated criteria or improper~~  
15 ~~completion of the application~~ the standards set forth in the  
16 provisions of the Oklahoma Medical Marijuana and Patient Protection  
17 Act and Sections 420 through 427.28 of this title, improper  
18 completion of the application, unpaid license or application fees,  
19 or for a reason provided for in the provisions of the Oklahoma  
20 Medical Marijuana and Patient Protection Act and Sections 420  
21 through 427.28 of this title. If an application is rejected for  
22 failure to provide required information, the applicant shall have  
23 thirty (30) days to submit the required information for  
24 reconsideration. Unless the Authority determines otherwise, an

1 application that has been resubmitted but contains errors or  
2 omissions that are not clerical or typographical in nature shall be  
3 denied. The Authority shall deny any application that has been  
4 submitted more than once with any errors or omissions that are not  
5 clerical or typographical in nature.

6 I. The Authority shall make available, both on its website and  
7 through a telephone verification system, an easy method to validate  
8 the authenticity of the medical marijuana patient license by the  
9 unique twenty-four-character identification number.

10 J. The Authority shall ensure that all medical marijuana  
11 patient and caregiver records and information are sealed to protect  
12 the privacy of medical marijuana patient license applicants.

13 K. A caregiver license shall be made available for qualified  
14 caregivers of a medical marijuana patient license holder who is  
15 homebound. As provided in Section 427.11 of this title, the  
16 caregiver license shall provide the caregiver the same rights as the  
17 medical marijuana patient licensee including the ability to possess  
18 marijuana, marijuana products and mature and immature plants or  
19 cultivated medical marijuana pursuant to the Oklahoma Medical  
20 Marijuana and Patient Protection Act, but excluding the ability to  
21 use marijuana or marijuana products unless the caregiver has a  
22 medical marijuana patient license. Applicants for a caregiver  
23 license shall submit proof of the license status and homebound  
24 status of the medical marijuana patient and proof that the applicant

1 is the designee of the medical marijuana patient. The applicant  
2 shall also submit proof that he or she is eighteen (18) years of age  
3 or older and proof of his or her state residency. This shall be the  
4 only criteria for a caregiver license. A licensed caregiver shall  
5 not cultivate medical marijuana for more than five medical marijuana  
6 patient licensees and shall not charge a medical marijuana patient  
7 licensee for cultivating medical marijuana in excess of the actual  
8 costs incurred in cultivating the medical marijuana.

9 L. All applicants for a medical marijuana patient license shall  
10 be eighteen (18) years of age or older. A special exception shall  
11 be granted to an applicant under the age of eighteen (18); however,  
12 these applications shall be signed by two physicians and the parent  
13 or legal guardian of the applicant.

14 M. All applications for a medical marijuana patient license  
15 shall be signed by an Oklahoma physician licensed by and in good  
16 standing with the State Board of Medical Licensure and Supervision,  
17 the State Board of Osteopathic Examiners, or the Board of Podiatric  
18 Medical Examiners. There are no qualifying conditions. A medical  
19 marijuana patient license shall be recommended according to the  
20 accepted standards a reasonable and prudent physician would follow  
21 when recommending or approving any medication. No physician may be  
22 unduly stigmatized, penalized, subjected to discipline, sanctioned,  
23 reprimanded or harassed for signing a medical marijuana patient  
24 license application~~7~~L provided~~7~~ the physician acted in accordance

1 with the provisions of this subsection and all other rules governing  
2 the medical license of the physician in this state.

3 N. Counties and cities may enact medical marijuana guidelines  
4 allowing medical marijuana patient license holders or caregiver  
5 license holders to exceed the state limits set forth in subsection A  
6 of this section.

7 SECTION 2. AMENDATORY 63 O.S. 2021, Section 427.14, as  
8 last amended by Section 1, Chapter 342, O.S.L. 2024 (63 O.S. Supp.  
9 2024, Section 427.14), is amended to read as follows:

10 Section 427.14. A. There is hereby created the medical  
11 marijuana business license, which shall include the following  
12 categories:

- 13 1. Medical marijuana commercial grower;
- 14 2. Medical marijuana processor;
- 15 3. Medical marijuana dispensary;
- 16 4. Medical marijuana transporter; and
- 17 5. Medical marijuana testing laboratory.

18 B. The Oklahoma Medical Marijuana Authority, with the aid of  
19 the Office of Management and Enterprise Services, shall develop a  
20 website for medical marijuana business applications.

21 C. The Authority shall make available on its website in an  
22 easy-to-find location, applications for a medical marijuana  
23 business.



1 D. 1. The annual, nonrefundable fee for a medical marijuana  
2 transporter license shall be Two Thousand Five Hundred Dollars  
3 (\$2,500.00).

4 2. The initial, nonrefundable fee for a medical marijuana  
5 commercial grower license shall be calculated based upon the total  
6 amount of square feet of canopy or acres the grower estimates will  
7 be harvested, transferred, or sold for the year. The annual,  
8 nonrefundable license fee shall be based upon the total amount of  
9 square feet of canopy or acres harvested, transferred, or sold by  
10 the grower during the previous twelve (12) months. The amount of  
11 the fees shall be determined as follows:

12 a. For an indoor, greenhouse, or light deprivation  
13 medical marijuana grow facility:

14 (1) Tier 1: Up to ten thousand (10,000) square feet  
15 of canopy, the fee shall be Two Thousand Five  
16 Hundred Dollars (\$2,500.00),

17 (2) Tier 2: Ten thousand one (10,001) square feet of  
18 canopy to twenty thousand (20,000) square feet of  
19 canopy, the fee shall be Five Thousand Dollars  
20 (\$5,000.00),

21 (3) Tier 3: Twenty thousand one (20,001) square feet  
22 of canopy to forty thousand (40,000) square feet  
23 of canopy, the fee shall be Ten Thousand Dollars  
24 (\$10,000.00),

- 1 (4) Tier 4: Forty thousand one (40,001) square feet  
2 of canopy to sixty thousand (60,000) square feet  
3 of canopy, the fee shall be Twenty Thousand  
4 Dollars (\$20,000.00),
- 5 (5) Tier 5: Sixty thousand one (60,001) square feet  
6 of canopy to eighty thousand (80,000) square feet  
7 of canopy, the fee shall be Thirty Thousand  
8 Dollars (\$30,000.00),
- 9 (6) Tier 6: Eighty thousand one (80,001) square feet  
10 of canopy to ninety-nine thousand nine hundred  
11 ninety-nine (99,999) square feet of canopy, the  
12 fee shall be Forty Thousand Dollars (\$40,000.00),  
13 and
- 14 (7) Tier 7: One hundred thousand (100,000) square  
15 feet of canopy and beyond, the fee shall be Fifty  
16 Thousand Dollars (\$50,000.00), plus an additional  
17 twenty-five cents (\$0.25) per square foot of  
18 canopy over one hundred thousand (100,000) square  
19 feet.

20 b. For an outdoor medical marijuana grow facility:

- 21 (1) Tier 1: Less than two and one-half (2 1/2)  
22 acres, the fee shall be Two Thousand Five Hundred  
23 Dollars (\$2,500.00),  
24

- (2) Tier 2: More than two and one-half (2 1/2) acres up to five (5) acres, the fee shall be Five Thousand Dollars (\$5,000.00),
- (3) Tier 3: More than five (5) acres up to ten (10) acres, the fee shall be Ten Thousand Dollars (\$10,000.00),
- (4) Tier 4: More than ten (10) acres up to twenty (20) acres, the fee shall be Twenty Thousand Dollars (\$20,000.00),
- (5) Tier 5: More than twenty (20) acres up to thirty (30) acres, the fee shall be Thirty Thousand Dollars (\$30,000.00),
- (6) Tier 6: More than thirty (30) acres up to forty (40) acres, the fee shall be Forty Thousand Dollars (\$40,000.00),
- (7) Tier 7: More than forty (40) acres up to fifty (50) acres, the fee shall be Fifty Thousand Dollars (\$50,000.00), and
- (8) Tier 8: If the amount of acreage exceeds fifty (50) acres, the fee shall be Fifty Thousand Dollars (\$50,000.00) plus an additional Two Hundred Fifty Dollars (\$250.00) per acre.

c. For a medical marijuana commercial grower that has a combination of both indoor and outdoor growing

1 facilities at one location, the medical marijuana  
2 commercial grower shall be required to obtain a  
3 separate license from the Authority for each type of  
4 grow operation and shall be subject to the licensing  
5 fees provided for in subparagraphs a and b of this  
6 paragraph.

7 d. As used in this paragraph:

8 (1) "canopy" means the total surface area within a  
9 cultivation area that is dedicated to the  
10 cultivation of flowering marijuana plants. The  
11 surface area of the plant canopy must be  
12 calculated in square feet and measured and must  
13 include all of the area within the boundaries  
14 where the cultivation of the flowering marijuana  
15 plants occurs. If the surface of the plant  
16 canopy consists of noncontiguous areas, each  
17 component area must be separated by identifiable  
18 boundaries. If a tiered or shelving system is  
19 used in the cultivation area, the surface area of  
20 each tier or shelf must be included in  
21 calculating the area of the plant canopy.  
22 Calculation of the area of the plant canopy may  
23 not include the areas within the cultivation area  
24 that are used to cultivate immature marijuana

1 plants and seedlings, prior to flowering, and  
2 that are not used at any time to cultivate mature  
3 marijuana plants. If the flowering plants are  
4 vertically grown in cylinders, the square footage  
5 of the canopy shall be measured by the  
6 circumference of the cylinder multiplied by the  
7 total length of the cylinder,

8 (2) "greenhouse" means a structure located outdoors  
9 that is completely covered by a material that  
10 allows a controlled level of light transmission,  
11 and

12 (3) "light deprivation" means a structure that has  
13 concrete floors and the ability to manipulate  
14 natural light.

15 3. The initial, nonrefundable fee for a medical marijuana  
16 processor license shall be Two Thousand Five Hundred Dollars  
17 (\$2,500.00). The annual, nonrefundable license fee for a medical  
18 marijuana processor license shall be determined based on the  
19 previous twelve (12) months as follows:

20 a. Tier 1: The transfer or sale of zero (0) to ten  
21 thousand (10,000) pounds of biomass or the production,  
22 transfer, or sale of up to one hundred (100) liters of  
23 cannabis concentrate, whichever is greater, the annual  
24

1 fee shall be Two Thousand Five Hundred Dollars  
2 (\$2,500.00),

3 b. Tier 2: The transfer or sale of ten thousand one  
4 (10,001) pounds to fifty thousand (50,000) pounds of  
5 biomass or the production, transfer, or sale of one  
6 hundred one (101) to three hundred fifty (350) liters  
7 of cannabis concentrate, whichever is greater, the  
8 annual fee shall be Five Thousand Dollars (\$5,000.00),

9 c. Tier 3: The transfer or sale of fifty thousand one  
10 (50,001) pounds to one hundred fifty thousand  
11 (150,000) pounds of biomass or the production,  
12 transfer, or sale of three hundred fifty-one (351) to  
13 six hundred fifty (650) liters of cannabis  
14 concentrate, whichever is greater, the annual fee  
15 shall be Ten Thousand Dollars (\$10,000.00),

16 d. Tier 4: The transfer or sale of one hundred fifty  
17 thousand one (150,001) pounds to three hundred  
18 thousand (300,000) pounds of biomass or the  
19 production, transfer, or sale of six hundred fifty-one  
20 (651) to one thousand (1,000) liters of cannabis  
21 concentrate, whichever is greater, the annual fee  
22 shall be Fifteen Thousand Dollars (\$15,000.00), and

23 e. Tier 5: The transfer or sale of more than three  
24 hundred thousand one (300,001) pounds of biomass or

1 the production, transfer, or sale in excess of one  
2 thousand one (1,001) liters of cannabis concentrate,  
3 the annual fee shall be Twenty Thousand Dollars  
4 (\$20,000.00).

5 For purposes of this paragraph only, if the cannabis concentrate  
6 is in nonliquid form, every one thousand (1,000) grams of  
7 concentrated marijuana shall be calculated as one (1) liter of  
8 cannabis concentrate.

9 4. The initial, nonrefundable fee for a medical marijuana  
10 dispensary license shall be Two Thousand Five Hundred Dollars  
11 (\$2,500.00). The annual, nonrefundable license fee for a medical  
12 marijuana dispensary license shall be calculated at ten percent  
13 (10%) of the sum of twelve (12) calendar months of the combined  
14 annual state sales tax and state excise tax of the dispensary during  
15 the previous twelve (12) months. The minimum fee shall be not less  
16 than Two Thousand Five Hundred Dollars (\$2,500.00) and the maximum  
17 fee shall not exceed Ten Thousand Dollars (\$10,000.00).

18 5. The annual, nonrefundable license fee for a medical  
19 marijuana testing laboratory shall be Twenty Thousand Dollars  
20 (\$20,000.00).

21 E. All applicants seeking licensure or licensure renewal as a  
22 medical marijuana business shall comply with the following general  
23 requirements:  
24

1        1. All applications for licenses and registrations authorized  
2 pursuant to this section shall be made upon forms prescribed by the  
3 Authority;

4        2. Each application shall identify the city or county in which  
5 the applicant seeks to obtain licensure as a medical marijuana  
6 business;

7        3. Applicants shall submit a complete application to the  
8 Authority before the application may be accepted or considered;

9        4. All applications shall be complete and accurate in every  
10 detail;

11       5. All applications shall include all attachments or  
12 supplemental information required by the forms supplied by the  
13 Authority;

14       6. All applications for a transporter license, initial  
15 dispensary license, initial processor license, or laboratory license  
16 shall be accompanied by a full remittance for the whole amount of  
17 the license fee as set forth in subsection D of this section. All  
18 submissions of grower applications, renewal processor applications,  
19 and renewal dispensary applications shall be accompanied by a  
20 remittance of a fee of Two Thousand Five Hundred Dollars  
21 (\$2,500.00). The Authority shall invoice license applicants, if  
22 applicable, and notify applicants in the same method and manner the  
23 application was submitted to the Authority for any additional  
24 licensing fees owed pursuant to subsection D of this section prior



1 to approval of a license application. Applicants and licensees  
2 shall remit all required license and application fees, including any  
3 additional licensing fees, if applicable, in full within forty-five  
4 (45) days of notification by the Authority. Failure to do so shall  
5 result in the denial of the application. License fees are  
6 nonrefundable;

7 7. All applicants shall be approved for licensing review that,  
8 at a minimum, meet the following criteria:

- 9 a. twenty-five (25) years of age or older,
- 10 b. if applying as an individual, proof that the applicant  
11 is a resident of this state pursuant to paragraph ~~11~~  
12 12 of this subsection,
- 13 c. if applying as an entity, proof that seventy-five  
14 percent (75%) of all members, managers, executive  
15 officers, partners, board members or any other form of  
16 business ownership are residents of this state  
17 pursuant to paragraph ~~11~~ 12 of this subsection,
- 18 d. if applying as an individual or entity, proof that the  
19 individual or entity is registered to conduct business  
20 in this state,
- 21 e. disclosure of all ownership interests pursuant to the  
22 Oklahoma Medical Marijuana and Patient Protection Act,  
23 and  
24

1 f. proof that the medical marijuana business, medical  
2 marijuana research facility, medical marijuana  
3 education facility and medical marijuana waste  
4 disposal facility applicant or licensee has not been  
5 convicted of a nonviolent felony in the last two (2)  
6 years, or any other felony conviction within the last  
7 five (5) years, is not a current inmate in the custody  
8 of the Department of Corrections, or currently  
9 incarcerated in a jail or corrections facility.

10 Upon reasonable suspicion that a medical marijuana business licensee  
11 is illegally growing, processing, transferring, selling, disposing,  
12 or diverting marijuana, the Authority, the Oklahoma State Bureau of  
13 Narcotics and Dangerous Drugs Control, the Oklahoma State Bureau of  
14 Investigation (OSBI), or the Attorney General may subpoena documents  
15 necessary to establish the personal identifying information of all  
16 owners and individuals with any ownership interest in the business;

17 8. There shall be no limit to the number of medical marijuana  
18 business licenses or categories that an individual or entity can  
19 apply for or receive, although each application and each category  
20 shall require a separate application, application fee, or license  
21 fee. A commercial grower, processor and dispensary, or any  
22 combination thereof, are authorized to share the same address or  
23 physical location, subject to the restrictions set forth in the  
24 Oklahoma Medical Marijuana and Patient Protection Act;

1       9. No medical marijuana business premises is permitted to have  
2 multiple licenses of the same type pursuant to the licensing  
3 requirements of this section, excluding the following:

- 4           a. a commercial grower with a combination of an indoor or  
5           outdoor growing facility on one parcel of land,
- 6           b. a licensed medical marijuana processor used by  
7           multiple licensees, and
- 8           c. a licensed medical marijuana business that has an  
9           approved application by the Authority while the new  
10          business seeks registration from the Oklahoma State  
11          Bureau of Narcotics and Dangerous Drugs Control  
12          pursuant to Section ~~2~~ 427.14c of this ~~act~~ title;

13       10. All applicants for a medical marijuana business license,  
14 research facility license or education facility license authorized  
15 by the Oklahoma Medical Marijuana and Patient Protection Act, or for  
16 a renewal of such license, shall undergo a national fingerprint-  
17 based background check conducted by the Oklahoma State Bureau of  
18 Investigation within thirty (30) days prior to the application for  
19 the license, including:

- 20           a. individual applicants applying on their own behalf,
- 21           b. individuals applying on behalf of an entity,
- 22           c. all principal officers of an entity, and
- 23           d. all owners of an entity as defined by the Oklahoma  
24          Medical Marijuana and Patient Protection Act;

1 11. All applicable fees charged by the OSBI are the  
2 responsibility of the applicant and shall not be higher than fees  
3 charged to any other person or industry for such background checks;

4 12. In order to be considered a resident of this state for  
5 purposes of a medical marijuana business application, all applicants  
6 shall provide proof of state residency for at least two (2) years  
7 immediately preceding the date of application or five (5) years of  
8 continuous state residency during the preceding twenty-five (25)  
9 years immediately preceding the date of application. Sufficient  
10 documentation of proof of residency shall include a combination of  
11 the following:

- 12 a. an unexpired state-issued driver license,
- 13 b. a state-issued identification card,
- 14 c. a utility bill preceding the date of application,  
15 excluding cellular telephone and Internet bills,
- 16 d. a residential property deed to property in this state,  
17 and
- 18 e. a rental agreement preceding the date of application  
19 for residential property located in this state.

20 Applicants that were issued a medical marijuana business license  
21 prior to August 30, 2019, are hereby exempt from the two-year or  
22 five-year Oklahoma residence requirement mentioned above;

23 13. All license applicants shall be required to submit a  
24 registration with the Oklahoma State Bureau of Narcotics and

1 Dangerous Drugs Control as provided in Sections ~~2-302 through 2-304~~  
2 2-301 through 2-309 of this title;

3 14. All applicants shall establish their identity through  
4 submission of a color copy or digital image of one of the following  
5 unexpired documents:

- 6 a. front of a state-issued driver license,
- 7 b. front of a state-issued identification card,
- 8 c. a United States passport or other photo identification  
9 issued by the United States government, or
- 10 d. a tribal identification card approved for  
11 identification purposes by the Department of Public  
12 Safety;

13 15. All applicants shall submit an applicant photograph; and

14 16. All applicants for a medical marijuana business license  
15 seeking to operate a commercial growing operation shall file along  
16 with their application a bond as prescribed in Section 427.26 of  
17 this title.

18 F. The Authority shall review the medical marijuana business  
19 application; approve, reject, or deny the application; and send the  
20 approval, rejection, denial, or status-update letter to the  
21 applicant in the same method the application was submitted to the  
22 Authority within ninety (90) business days of receipt of the  
23 application.

1 G. 1. The Authority shall review the medical marijuana  
2 business applications, conduct all investigations, inspections, and  
3 interviews, and collect all license and application fees before  
4 approving the application.

5 2. Approved applicants shall be issued a medical marijuana  
6 business license for the specific category applied under, which  
7 shall act as proof of their approved status. Rejection and denial  
8 letters shall provide a reason for the rejection or denial.  
9 Applications may only be rejected or denied based on the applicant  
10 not meeting the standards set forth in the provisions of the  
11 Oklahoma Medical Marijuana and Patient Protection Act and Sections  
12 420 through ~~426.1~~ 427.28 of this title, improper completion of the  
13 application, unpaid license or application fees, or for a reason  
14 provided for in the Oklahoma Medical Marijuana and Patient  
15 Protection Act and Sections 420 through ~~426.1~~ 427.28 of this title.  
16 If an application is rejected for failure to provide required  
17 information, the applicant shall have thirty (30) days to submit the  
18 required information for reconsideration. Unless the Authority  
19 determines otherwise, an application that has been resubmitted but  
20 is still incomplete or contains errors that are not clerical or  
21 typographical in nature shall be denied. The Authority shall deny  
22 any application that has been resubmitted more than twice with any  
23 errors or omissions that are not clerical or typographical in  
24

1 nature. The lack of a certificate of occupancy shall not be the  
2 sole cause for denial of an application.

3 3. Status-update letters shall provide a reason for delay in  
4 either approval, rejection or denial should a situation arise in  
5 which an application was submitted properly but a delay in  
6 processing the application occurred.

7 4. Approval, rejection, denial or status-update letters shall  
8 be sent to the applicant in the same method the application was  
9 submitted to the Authority.

10 H. A license for a medical marijuana business, medical  
11 marijuana research facility, medical marijuana education facility or  
12 medical marijuana waste disposal facility shall not be issued to or  
13 held by:

14 1. A person until all required fees have been paid;

15 2. A person who has been convicted of a nonviolent felony  
16 within two (2) years of the date of application, or within five (5)  
17 years for any other felony;

18 3. A corporation, if the criminal history of any of its  
19 officers, directors or stockholders indicates that the officer,  
20 director or stockholder has been convicted of a nonviolent felony  
21 within two (2) years of the date of application, or within five (5)  
22 years for any other felony;

23 4. A person under twenty-five (25) years of age;  
24

1        5. A person licensed pursuant to this section who, during a  
2 period of licensure, or who, at the time of application, has failed  
3 to:

4            a. file taxes, interest or penalties due related to a  
5 medical marijuana business, or

6            b. pay taxes, interest or penalties due related to a  
7 medical marijuana business;

8        6. A sheriff, deputy sheriff, police officer or prosecuting  
9 officer, or an officer or employee of the Authority or municipality;

10        7. A person whose authority to be a caregiver, as defined in  
11 Section 427.2 of this title, has been revoked by the Authority; or

12        8. A person who was involved in the management or operations of  
13 any medical marijuana business, medical marijuana research facility,  
14 medical marijuana education facility or medical marijuana waste  
15 disposal facility that, after the initiation of a disciplinary  
16 action, has had a medical marijuana license revoked, not renewed, or  
17 surrendered during the five (5) years preceding submission of the  
18 application and for the following violations:

19            a. unlawful sales or purchases,

20            b. any fraudulent acts, falsification of records or  
21 misrepresentation to the Authority, medical marijuana  
22 patient licensees, caregiver licensees or medical  
23 marijuana business licensees,

24            c. any grossly inaccurate or fraudulent reporting,



- d. threatening or harming any medical marijuana patient, caregiver, medical practitioner or employee of the Authority,
- e. knowingly or intentionally refusing to permit the Authority access to premises or records,
- f. using a prohibited, hazardous substance for processing in a residential area,
- g. criminal acts relating to the operation of a medical marijuana business, or
- h. any violations that endanger public health and safety or product safety.

I. In investigating the qualifications of an applicant or a licensee, the Authority and municipalities may have access to criminal history record information furnished by a criminal justice agency subject to any restrictions imposed by such an agency.

J. The failure of an applicant or licensee to provide the requested information by the Authority deadline may be grounds for denial of the application.

K. All applicants and licensees shall submit information to the Authority in a full, faithful, truthful and fair manner. The Authority may recommend denial of an application where the applicant or licensee made misstatements, omissions, misrepresentations or untruths in the application or in connection with the background investigation of the applicant. This type of conduct may be grounds

1 for administrative action against the applicant or licensee. Typos  
2 and scrivener errors shall not be grounds for denial.

3 L. A licensed medical marijuana business premises shall be  
4 subject to and responsible for compliance with applicable provisions  
5 consistent with the zoning where such business is located as  
6 described in the most recent versions of the Oklahoma Uniform  
7 Building Code, the International Building Code and the International  
8 Fire Code, unless granted an exemption by a municipality or  
9 appropriate code enforcement entity.

10 M. All medical marijuana business, medical marijuana research  
11 facility, medical marijuana education facility and medical marijuana  
12 waste disposal facility licensees shall pay the relevant licensure  
13 fees prior to receiving licensure to operate. Applicants and  
14 licensees shall remit all required license and application fees,  
15 including any additional licensing fees, if applicable, in full  
16 within forty-five (45) days of notification by the Authority.  
17 Failure to do so shall result in the denial of the application.

18 N. A medical marijuana business, medical marijuana research  
19 facility, medical marijuana education facility or medical marijuana  
20 waste disposal facility that attempts to renew its license after the  
21 expiration date of the license shall pay a late renewal fee of Five  
22 Hundred Dollars (\$500.00) per week that the license is expired.  
23 Late renewal fees are nonrefundable. A license that has been  
24 expired for more than sixty (60) calendar days shall not be renewed.

1 Only license renewal applications submitted at least sixty (60)  
2 calendar days prior to the expiration date shall be considered  
3 timely submitted and subject to the provisions of subsection F of  
4 this section. A medical marijuana business license shall remain  
5 unexpired during the pendency of the application for renewal  
6 provided that such application was timely submitted. The Authority  
7 shall allow renewal applications to be submitted at least one  
8 hundred twenty (120) calendar days prior to the expiration date of a  
9 medical marijuana business license.

10 O. Except as provided by this section, immediately upon  
11 expiration of a license, any medical marijuana business, medical  
12 marijuana research facility, medical marijuana education facility,  
13 or medical marijuana waste disposal facility shall cease all  
14 possession, transfer, or sale of medical marijuana or medical  
15 marijuana products. Any continued possession, sale, or transfer  
16 shall subject the business owners and operators to felony  
17 prosecution pursuant to the Uniform Controlled Dangerous Substances  
18 Act.

19 P. A medical marijuana business license holder shall require  
20 all individuals employed under his or her license to be issued a  
21 credential pursuant to the provisions of Section 427.14b of this  
22 title prior to employment.

23 Q. An original medical marijuana business license issued on or  
24 after June 26, 2018, by the Authority, for a medical marijuana

1 commercial grower, a medical marijuana processor or a medical  
2 marijuana dispensary shall be deemed to have been grandfathered into  
3 the location on the date the original license was first issued for  
4 purposes of determining the authority of the business to conduct and  
5 continue the same type of business at that location under a license  
6 issued by the Authority, except as may be provided in Sections 425  
7 and 426.1 of this title. Any change in ownership after the original  
8 medical marijuana business license has been issued by the Authority  
9 shall be construed by the Authority to be a continuation of the same  
10 type of business originally licensed at that location. Nothing  
11 shall authorize the Authority to deny issuance or renewal of a  
12 license or transfer of license due to a change in ownership for the  
13 same business location previously licensed, except when a revocation  
14 is otherwise authorized by law or a protest is made under the  
15 municipal compliance provisions of Section 426.1 of this title.

16 R. A medical marijuana business license holder shall require  
17 all individuals employed under their license to be issued a  
18 credential pursuant to the provisions of Section 427.14b of this  
19 title prior to employment.

20 S. The Executive Director of the Authority may promulgate rules  
21 to implement the provisions of this section including, but not  
22 limited to, required application materials to be submitted by the  
23 applicant and utilized by the Authority to determine medical  
24 marijuana business licensing fees pursuant to this section.

SECTION 3. This act shall become effective November 1, 2025.

COMMITTEE REPORT BY: COMMITTEE ON HEALTH AND HUMAN SERVICES  
OVERSIGHT, dated 04/22/2025 - DO PASS, As Amended.