

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

HOUSE BILL 4454

By: Newton

AS INTRODUCED

An Act relating to medical marijuana; amending 63 O.S. 2021, Section 423, as last amended by Section 8, Chapter 182, O.S.L. 2024 (63 O.S. Supp. 2025, Section 423), which relates to medical marijuana processors; providing certain restrictions on edible medical marijuana products; providing packaging restrictions for edible medical marijuana products; defining terms; and providing an effective date.

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

SECTION 1. AMENDATORY 63 O.S. 2021, Section 423, as last amended by Section 8, Chapter 182, O.S.L. 2024 (63 O.S. Supp. 2025, Section 423), is amended to read as follows:

Section 423. A. The Oklahoma Medical Marijuana Authority shall make available on its website in an easy-to-find location an application for a medical marijuana processing license. The Authority shall be authorized to issue two types of medical marijuana processor licenses based on the level of risk posed by the type of processing conducted:

1. Nonhazardous medical marijuana processor license; and
2. Hazardous medical marijuana processor license.

1 The application fee for a nonhazardous or hazardous medical  
2 marijuana processor license shall be paid by the applicant in the  
3 amounts provided for in Section 427.14 of this title. A method of  
4 payment shall be provided on the website of the Authority. The  
5 Authority shall have ninety (90) business days to review the  
6 application; approve, reject, or deny the application; and send the  
7 approval, rejection, or denial letter stating the reasons for the  
8 rejection or denial to the applicant in the same method the  
9 application was submitted to the Authority.

10 B. The Authority shall approve all applications which meet the  
11 following criteria:

12 1. The applicant must be twenty-five (25) years of age or  
13 older;

14 2. The applicant, if applying as an individual, must show  
15 residency in this state;

16 3. All applying entities must show that all members, managers,  
17 and board members are Oklahoma residents of this state;

18 4. An applying entity may show ownership of nonstate residents,  
19 but that percentage ownership may not exceed twenty-five percent  
20 (25%);

21 5. All applying individuals or entities must be registered to  
22 conduct business in this state; and

23 6. All applicants must disclose all ownership interests in the  
24 processing operation.

1 Applicants with a nonviolent felony conviction in the last two  
2 (2) years, any other felony conviction in the last five (5) years,  
3 inmates in the custody of the Department of Corrections or any  
4 person currently incarcerated shall not qualify for a medical  
5 marijuana processing license.

6 C. 1. A licensed processor may take marijuana plants and  
7 distill or process these plants into concentrates, edibles, and  
8 other forms for consumption.

9 2. The Executive Director of the Authority shall make available  
10 a set of standards which shall be used by licensed processors in the  
11 preparation of edible marijuana products. The standards should be  
12 in line with current food preparation guidelines. No excessive or  
13 punitive rules may be established by the Executive Director.

14 3. Up to two times a year, the Authority may inspect a  
15 processing operation and determine its compliance with the  
16 preparation standards. If deficiencies are found, a written report  
17 of the deficiency shall be issued to the licensed processor. The  
18 licensed processor shall have one (1) month to correct the  
19 deficiency or be subject to a fine of Five Hundred Dollars (\$500.00)  
20 for each deficiency.

21 4. A licensed processor may sell marijuana products it creates  
22 to a licensed dispensary or any other licensed processor. All sales  
23 by a licensed processor shall be considered wholesale sales and  
24 shall not be subject to taxation.

1        5. Under no circumstances may a licensed processor sell  
2 marijuana or any marijuana product directly to a licensed medical  
3 marijuana patient or licensed caregiver. However, a licensed  
4 processor may process cannabis into a concentrated form for a  
5 licensed medical marijuana patient for a fee.

6        6. Licensed processors shall be required to complete a monthly  
7 yield and sales report to the Authority. This report shall be due  
8 on the fifteenth of each month and shall provide reporting on the  
9 previous month. This report shall detail the amount of marijuana  
10 and medical marijuana products purchased in pounds, the amount of  
11 marijuana cooked or processed in pounds, and the amount of waste in  
12 pounds. Additionally, this report shall show total wholesale sales  
13 in dollars. The Authority shall have oversight and auditing  
14 responsibilities to ensure that all marijuana being processed is  
15 accounted for.

16        7. Edible medical marijuana products processed, produced,  
17 packaged, or transferred by licensed medical marijuana processors  
18 shall not contain more than ten (10) milligrams of any  
19 tetrahydrocannabinol and packages shall not contain more than ten  
20 (10) servings or one hundred (100) milligrams of any  
21 tetrahydrocannabinol per package. Edible medical marijuana products  
22 intended to be consumed as a drink or beverage shall not contain  
23 more than a total of twenty (20) milligrams of any  
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1 tetrahydrocannabinol in a single container. Edible medical  
2 marijuana products shall not:

- 3       a.    be attractive to children. As used in this  
4           subparagraph "attractive to children" means the use of  
5           any image or words designed or likely to appeal to  
6           persons younger than eighteen (18) years of age  
7           including, but not limited to, cartoons, toys,  
8           animals, food, or depictions of persons younger than  
9           eighteen (18) years of age, any other likeness to  
10          images, characters, or phrases that are popularly used  
11          to advertise to persons younger than eighteen (18)  
12          years of age, or any reasonable likeness to  
13          commercially available candy,  
14       b.    be manufactured in the shape of humans, cartoons, or  
15          animals;  
16       c.    be manufactured in a form that bears any reasonable  
17          resemblance to products available for consumption as  
18          commercially available candy, or  
19       d.    contain any color additives.

20       D. The Authority shall oversee the inspection and compliance of  
21 licensed processors producing products with marijuana as an  
22 additive. If it becomes permissible under federal law, marijuana  
23 may be moved across state lines.

1 E. Any device used for the processing or consumption of medical  
2 marijuana shall be considered legal to be sold, manufactured,  
3 distributed and possessed. No merchant, wholesaler, manufacturer or  
4 individual may be unduly harassed or prosecuted for selling,  
5 manufacturing or possessing marijuana paraphernalia.

6 SECTION 2. This act shall become effective November 1, 2026.  
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