

1 ENGROSSED SENATE
2 BILL NO. 440

By: Garvin of the Senate

3 and

4 Marti of the House

5
6 [medical marijuana - promulgation of rules - potency
7 limits - codification - effective date]
8

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

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

13 A. The Executive Director of the Oklahoma Medical Marijuana
14 Authority shall promulgate rules to limit the tetrahydrocannabinol
15 (THC) serving size of edible medical marijuana products sold in
16 medical marijuana dispensaries. The serving sizes imposed by such
17 rules shall be at the discretion of the Executive Director;
18 provided, that the limits do not exceed:

19 1. One thousand milligrams (1,000 mg) delta-9
20 tetrahydrocannabinol per package for edible medical marijuana
21 products;

22 2. Five milligrams (5 mg) of delta-8 tetrahydrocannabinol or
23 any other tetrahydrocannabinol isomer or analogue that occurs
24

1 naturally in cannabis per package for edible medical marijuana
2 products; and

3 3. An action level of 1.0 parts per million (0.0001%) of any
4 tetrahydrocannabinol isomer, tetrahydrocannabinol analogue, or any
5 other cannabinoid that does not occur naturally in cannabis per
6 package for edible medical marijuana products. A list of such
7 compounds may be established at the discretion of the Executive
8 Director.

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

12 C. For medical marijuana patients eighteen (18) years of age or
13 younger, the Executive Director may impose further limits on THC per
14 serving in edible medical marijuana products. No dispensaries shall
15 be allowed to sell any medical marijuana product for the use of
16 vaping to any medical marijuana patient eighteen (18) years of age
17 or younger.

18 D. The Executive Director shall establish rules that require
19 dispensaries to provide educational efforts to patients regarding
20 potency, dosing, and pharmacological impacts pertaining to usage and
21 consumption of medical marijuana and medical marijuana products.

22 SECTION 2. This act shall become effective January 1, 2025.
23
24

