

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 COMMITTEE SUBSTITUTE

4 FOR ENGROSSED

5 SENATE BILL NO. 522

By: Taylor of the Senate

and

Echols of the House

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10 COMMITTEE SUBSTITUTE

11 An Act relating to medical marijuana; requiring
12 Oklahoma Medical Marijuana Authority to contract with
13 third-party vendor to provide certain services;
14 directing Authority to determine minimum services;
15 directing third-party vendor to conduct certain
16 functions for applicants; requiring third-party
17 vendor to issue certain credential or badge;
18 providing for certain appeal; excluding third-party
19 vendor from certain liability; directing promulgation
20 of rules; providing for codification; and providing
21 an effective date.

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

23 SECTION 1. NEW LAW A new section of law to be codified
24 in the Oklahoma Statutes as Section 427.3a of Title 63, unless there
is created a duplication in numbering, reads as follows:

Beginning January 1, 2024, the Oklahoma Medical Marijuana
Authority within the State Department of Health shall contract with

1 one or more third-party vendors to provide the licensing services
2 necessary to carry out the provisions of Section 420 et seq. of
3 Title 63 of the Oklahoma Statutes and the Oklahoma Medical Marijuana
4 and Patient Protection Act relating to the licensing of medical
5 marijuana research licensees, medical marijuana education facility
6 licensees, medical marijuana business licensees and employees of
7 such entities.

8 B. The Authority shall determine the minimum services to be
9 provided by such third-party vendor and shall establish costs and
10 prices. A third-party vendor shall on behalf of the Authority
11 conduct the statutorily required background checks and verify
12 eligibility and suitability for any license applicant for a medical
13 marijuana research license, medical marijuana education facility
14 license, any category of medical marijuana business license, and
15 employees of such entities.

16 C. Upon successful completion by the third-party vendor of the
17 statutorily required background checks and verification of
18 eligibility and suitability for a license applicant or employee, the
19 third-party vendor shall issue a credential or badge to the
20 applicant or employee. The results of background checks and
21 verification shall be provided to the Authority by the third-party
22 vendor.

23 D. In the event that the third-party vendor determines that an
24 applicant, or its employee, does not meet the minimum statutory

1 requirements for a license, the applicant or employee shall have no
2 recourse against the third-party vendor but may appeal such adverse
3 determination to the Authority.

4 E. The third-party vendor shall bear no liability for any acts
5 taken in good-faith compliance with the provisions Section 420 et
6 seq. of Title 63 of the Oklahoma Statutes and the Oklahoma Medical
7 Marijuana and Patient Protection Act, and the rules promulgated by
8 the State Commissioner of Health.

9 F. The State Commissioner of Health may promulgate rules to
10 implement the provisions of this section.

11 SECTION 2. This act shall become effective November 1, 2021.

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13 58-1-8118 GRS 04/08/21

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