

1 STATE OF OKLAHOMA

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

3 SENATE BILL 522

By: Taylor

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5
6 AS INTRODUCED

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

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

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

22 A. The Oklahoma Medical Marijuana Authority within the State
23 Department of Health shall contract with one or more third-party
24 vendors to provide the licensing services necessary to carry out the
25 provisions of Section 420 et seq. of Title 63 of the Oklahoma
26 Statutes and the Oklahoma Medical Marijuana and Patient Protection
27 Act.

1 B. The Authority shall determine the minimum services to be
2 provided by such third-party vendor and shall establish costs and
3 prices. A third-party vendor shall on behalf of the Authority
4 conduct the statutorily required background checks and verify
5 eligibility and suitability for any license applicant for a medical
6 marijuana patient license, medical marijuana caregiver license,
7 medical marijuana research license, medical marijuana education
8 facility license, any category of medical marijuana business
9 license, and employees of such entities.

10 C. Upon successful completion by the third-party vendor of the
11 statutorily required background checks and verification of
12 eligibility and suitability for a license applicant or employee, the
13 third-party vendor shall issue a credential or badge to the
14 applicant or employee. The results of background checks and
15 verification shall be provided to the Authority by the third-party
16 vendor.

17 D. In the event that the third-party vendor determines that an
18 applicant, or its employee, does not meet the minimum statutory
19 requirements for a license, the applicant or employee shall have no
20 recourse against the third-party vendor but may appeal such adverse
21 determination to the Authority.

22 E. The third-party vendor shall bear no liability for any acts
23 taken in good-faith compliance with the provisions Section 420 et
24 seq. of Title 63 of the Oklahoma Statutes and the Oklahoma Medical

1 Marijuana and Patient Protection Act, and the rules promulgated by
2 the State Commissioner of Health.

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

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

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