

1 ENGROSSED HOUSE
2 BILL NO. 3361

By: Marti of the House

3 and

4 Coleman of the Senate

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7 An Act relating to medical marijuana; directing
8 licensed medical marijuana processors and licensed
9 medical marijuana commercial growers to sell certain
10 medical marijuana products in pre-packaged form;
11 providing requirements for packaging; allowing for
the display and smelling of marijuana; directing the
Oklahoma Medical Marijuana Authority to promulgate
certain rules; providing for codification; and
providing an effective date.

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

15 SECTION 1. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 431.1 of Title 63, unless there
17 is created a duplication in numbering, reads as follows:

18 A. Upon the effective date of this act, all medical marijuana
19 flower, trim, shake, kief, medical marijuana product, or other
20 flower-based product not defined as a concentrate, shall be sold by
21 licensed medical marijuana processors and licensed medical marijuana
22 commercial growers to licensed medical marijuana dispensaries only
23 in pre-packaged form in package sizes weighing not less than one-
24 half (1/2) of one (1) gram to not more than three (3) ounces. The

1 Oklahoma Medical Marijuana Authority shall be authorized to
2 promulgate rules regarding the pre-packaging of medical marijuana
3 products as provided for in the provisions of this section.

4 B. Nonopaque materials may be used when packaging medical
5 marijuana flower, provided all other packaging and labeling
6 requirements for medical marijuana products sold in this state are
7 met and it is placed in an opaque container before leaving a
8 licensed medical marijuana dispensary.

9 C. The display and smelling of medical marijuana shall be
10 allowed pursuant to Section 421 of Title 63 of the Oklahoma
11 Statutes.

12 D. The Oklahoma Medical Marijuana Authority shall promulgate
13 rules necessary to allow for products to be returned to the licensed
14 medical marijuana dispensary when found defective or hazardous to
15 the health of the patient. The Authority shall further promulgate
16 rules necessary to allow for the return of all medical marijuana and
17 medical marijuana products from a licensed medical marijuana
18 dispensary to a licensed medical marijuana processor or licensed
19 medical marijuana commercial grower, from a licensed medical
20 marijuana processor to a licensed medical marijuana commercial
21 grower, or from any other licensed entity that transferred medical
22 marijuana products to another licensed entity.

23 SECTION 2. This act shall become effective June 1, 2025.

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1 Passed the House of Representatives the 7th day of March, 2024.

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4 Presiding Officer of the House
of Representatives

5 Passed the Senate the ____ day of _____, 2024.

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9 Presiding Officer of the Senate