

An Act

ENROLLED HOUSE
BILL NO. 3361

By: Marti of the House

and

Coleman of the Senate

An Act relating to medical marijuana; directing licensed medical marijuana processors and licensed medical marijuana commercial growers to sell certain medical marijuana products in pre-packaged form; 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.

SUBJECT: Medical marijuana

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

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

A. Upon the effective date of this act, all medical marijuana flower, trim, shake, kief, medical marijuana product, or other flower-based product not defined as a concentrate, shall be sold by licensed medical marijuana processors and licensed medical marijuana commercial growers to licensed medical marijuana dispensaries only in pre-packaged form in package sizes weighing not less than one-half (1/2) of one (1) gram to not more than three (3) ounces. The Oklahoma Medical Marijuana Authority shall be authorized to promulgate rules regarding the pre-packaging of medical marijuana products as provided for in the provisions of this section.

B. Nonopaque materials may be used when packaging medical marijuana flower, provided all other packaging and labeling

requirements for medical marijuana products sold in this state are met and it is placed in an opaque container before leaving a licensed medical marijuana dispensary.

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

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

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

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

Presiding Officer of the House
of Representatives

Passed the Senate the 17th day of April, 2024.

Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____