

1 **SENATE FLOOR VERSION**

2 April 1, 2024

3 ENGROSSED HOUSE  
4 BILL NO. 3361

By: Marti of the House

5 and

6 Coleman of the Senate

7  
8  
9 An Act relating to medical marijuana; directing  
10 licensed medical marijuana processors and licensed  
11 medical marijuana commercial growers to sell certain  
12 medical marijuana products in pre-packaged form;  
13 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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16 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

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

20 A. Upon the effective date of this act, all medical marijuana  
21 flower, trim, shake, kief, medical marijuana product, or other  
22 flower-based product not defined as a concentrate, shall be sold by  
23 licensed medical marijuana processors and licensed medical marijuana  
24 commercial growers to licensed medical marijuana dispensaries only

1 in pre-packaged form in package sizes weighing not less than one-  
2 half (1/2) of one (1) gram to not more than three (3) ounces. The  
3 Oklahoma Medical Marijuana Authority shall be authorized to  
4 promulgate rules regarding the pre-packaging of medical marijuana  
5 products as provided for in the provisions of this section.

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

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

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

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

2 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS AND COMMERCE  
3 April 1, 2024 - DO PASS  
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