

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 SENATE BILL 1060

By: Standridge

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5  
6 AS INTRODUCED

7 An Act relating to the Uniform Controlled Dangerous  
8 Substances Act; amending 63 O.S. 2021, Section 2-305,  
9 which relates to regulation of controlled dangerous  
10 substances; removing certain show cause order  
11 servicing requirement; and providing an effective  
12 date.

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

14 SECTION 1. AMENDATORY 63 O.S. 2021, Section 2-305, is  
15 amended to read as follows:

16 Section 2-305. A. Before denying, suspending or revoking a  
17 registration, refusing a renewal of registration or taking  
18 administrative action on a nonregistrant engaged in manufacturing,  
19 distributing, dispensing, prescribing, administering or using for  
20 scientific purposes any controlled dangerous substance within or  
21 into this state, the Director shall serve upon the applicant or  
22 registrant an order to show cause why registration should not be  
23 denied, revoked or suspended or why the renewal should not be  
24 refused. The order to show cause shall contain a statement of the  
basis therefor and shall call upon the applicant or registrant to

1 appear before the appropriate person or agency at a time and place  
2 within thirty (30) days after the date of service of the order, ~~but~~  
3 ~~in the case of a denial or renewal of registration the show cause~~  
4 ~~order shall be served within thirty (30) days before the expiration~~  
5 ~~of the registration.~~ These proceedings shall be conducted in  
6 accordance with the Administrative Procedures Act without regard to  
7 any criminal prosecution or other proceeding. Proceedings to refuse  
8 renewal of registration shall not abate the existing registration  
9 which shall remain in effect pending the outcome of the  
10 administrative hearing.

11 B. The Director shall suspend, without an order to show cause,  
12 any registration simultaneously with the institution of proceedings  
13 under Section 2-304 of this title, if he or she finds there is  
14 imminent danger to the public health or safety which warrants this  
15 action. The suspension shall continue in effect until the  
16 conclusion of the proceedings, including judicial review thereof,  
17 unless sooner withdrawn by the Director or dissolved by a court of  
18 competent jurisdiction.

19 SECTION 2. This act shall become effective November 1, 2023.  
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