

1 STATE OF OKLAHOMA

2 1st Session of the 60th Legislature (2025)

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL 534

6 By: Wingard

7 COMMITTEE SUBSTITUTE

8 An Act relating to medical marijuana license;
9 amending 63 O.S. 2021, Sections 424 and 427.16, as
10 last amended by Section 140, Chapter 452, O.S.L. 2024
11 (63 O.S. Supp. 2024, Section 427.16), which relate to
12 marijuana transportation license; allowing licensee
13 to provide certain services; providing certain
14 requirements for issuance of certain license;
15 allowing certain annual permit to be issued to
16 certain licensee; allowing storage by licensee of
17 certain medical marijuana products; requiring certain
18 information to be included in inventory manifest;
19 requiring certain sales receipt prior to certain
20 services; requiring certain sales to be accomplished
21 through a third-party vendor; providing certain
22 requirements for certain delivery; updating statutory
23 language; creating certain pilot program; providing
24 for codification; and providing an effective date.

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

SECTION 1. AMENDATORY 63 O.S. 2021, Section 424, is
amended to read as follows:

Section 424. A. A medical marijuana ~~transportation transporter~~
license will be issued to qualifying applicants for a medical
marijuana retail, growing, or processing license. The

1 ~~transportation~~ transporter license will be issued at the time of
2 approval of a retail, growing, or processing license.

3 B. A ~~transportation~~ transporter license will allow the holder
4 to transport medical marijuana from an Oklahoma licensed medical
5 marijuana retailer, licensed growing facility, or licensed processor
6 facility to an Oklahoma licensed medical marijuana retailer,
7 licensed growing facility, or licensed processing facility.

8 C. All marijuana or marijuana products shall be transported in
9 a locked container and clearly labeled "Medical Marijuana or
10 Derivative".

11 D. A medical marijuana transporter license issued to a licensed
12 dispensary or pursuant to Section 427.16 of this title shall allow
13 the licensee to transport medical marijuana from a medical marijuana
14 dispensary licensed in this state to a medical marijuana patient
15 licensed in this state with a Veterans Affairs Benefit Summary
16 Letter with a disability rating of one hundred percent (100%).

17 SECTION 2. AMENDATORY 63 O.S. 2021, Section 427.16, as
18 last amended by Section 140, Chapter 452, O.S.L. 2024 (63 O.S. Supp.
19 2024, Section 427.16), is amended to read as follows:

20 A. There is hereby created a medical marijuana transporter
21 license as a category of the medical marijuana business license.

22 B. Pursuant to Section 424 of this title, the Oklahoma Medical
23 Marijuana Authority shall issue a medical marijuana transporter
24 license to licensed medical marijuana commercial growers, processors

1 and dispensaries upon issuance of such licenses and upon each
2 renewal. Medical marijuana transporter licenses shall also be
3 issued to licensed medical marijuana research facilities, medical
4 marijuana education facilities and medical marijuana testing
5 laboratories upon issuance of such licenses and upon each renewal.

6 C. A medical marijuana transporter license may also be issued
7 to qualifying applicants who are registered with the Secretary of
8 State and otherwise meet the requirements for a medical marijuana
9 business license set forth in the Oklahoma Medical Marijuana and
10 Patient Protection Act and the requirements set forth in this
11 section to provide logistics, distribution and storage of medical
12 marijuana, medical marijuana concentrate and medical marijuana
13 products.

14 D. A medical marijuana transporter license shall be valid for
15 one (1) year and shall not be transferred with a change of
16 ownership. A licensed medical marijuana transporter shall be
17 responsible for all medical marijuana, medical marijuana concentrate
18 and medical marijuana products once the transporter takes control of
19 the product.

20 E. A transporter license shall be required for any person or
21 entity to transport or transfer medical marijuana, medical marijuana
22 concentrate or medical marijuana products from a licensed medical
23 marijuana business to another medical marijuana business, ~~or~~ from a
24 medical marijuana business to a medical marijuana research facility

1 or medical marijuana education facility, or from a licensed medical
2 marijuana dispensary to a licensed medical marijuana patient with a
3 Veterans Affairs Benefit Summary Letter with a disability rating of
4 one hundred percent (100%).

5 F. A medical marijuana transporter licensee may contract with
6 multiple licensed medical marijuana businesses.

7 G. A medical marijuana transporter may maintain a licensed
8 premises to temporarily store medical marijuana, medical marijuana
9 concentrate and medical marijuana products and to use as a
10 centralized distribution point. A medical marijuana transporter may
11 store and distribute medical marijuana, medical marijuana
12 concentrate and medical marijuana products from the licensed
13 premises. The licensed premises shall meet all security
14 requirements applicable to a medical marijuana business. The
15 Authority shall issue licenses upon proper application by a licensee
16 and determination by the Authority that the proposed site and
17 facility are physically and technically suitable.

18 H. A medical marijuana transporter licensee shall use the seed-
19 to-sale tracking system developed pursuant to the Oklahoma Medical
20 Marijuana and Patient Protection Act to create shipping manifests
21 documenting the transport or temporary storage of medical marijuana,
22 medical marijuana concentrate and medical marijuana products
23 throughout the state.

1 I. A licensed medical marijuana transporter may maintain and
2 operate one or more warehouses in the state to handle medical
3 marijuana, medical marijuana concentrate and medical marijuana
4 products, provided the licensee possesses a valid, unexpired medical
5 marijuana transporter license and has applied for and received a
6 permit for each warehouse location. The Authority shall issue an
7 annual permit for each warehouse location operated by a licensee
8 that is equal to the annual medical marijuana transporter license
9 term. There shall be no limit to the number of permits issued under
10 a medical marijuana transporter license. A permit shall be issued
11 only upon proper application by a licensee and determination by the
12 Authority that the proposed site and facility are physically and
13 technically suitable. Upon determination that the proposed site and
14 facility are not physically and technically suitable, the Authority
15 may deny the permit. Each warehouse location shall be registered
16 approved and inspected by the Authority prior to its use. Medical
17 marijuana transporter warehouses that are licensed and approved by
18 the Authority may temporarily store medical marijuana, medical
19 marijuana concentrate, and medical marijuana products, provided all
20 temporary storage is documented, tracked, and traceable in the
21 state-mandated seed-to-sale tracking system.

22 J. With the exception of a lawful transfer between medical
23 marijuana businesses ~~who~~ that are licensed to operate at the same
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1 physical address, all medical marijuana, medical marijuana
2 concentrate and medical marijuana products shall be transported:

3 1. In vehicles equipped with Global Positioning System (GPS)
4 trackers;

5 2. In a locked container and clearly labeled "Medical Marijuana
6 or Derivative"; and

7 3. In a secured area of the vehicle that is not accessible by
8 the driver during transit.

9 K. A transporter agent may possess medical marijuana at any
10 location while the transporter agent is transferring medical
11 marijuana to or from a licensed medical marijuana business, licensed
12 medical marijuana research facility or licensed medical marijuana
13 education facility, or from a licensed medical marijuana dispensary
14 to a licensed medical marijuana patient with a Veterans Affairs
15 Benefit Summary Letter with a disability rating of one hundred
16 percent (100%). The Authority shall administer the provisions of
17 this section and the Authority, the Oklahoma State Bureau of
18 Narcotics and Dangerous Drugs Control, the Oklahoma State Bureau of
19 Investigation, and the Attorney General shall have the authority to
20 enforce the provisions of this section concerning transportation.

21 L. The Authority shall issue a transporter agent license to
22 individual agents, employees, officers or owners of a transporter
23 license in order for the individual to qualify to transport medical
24

1 marijuana, medical marijuana concentrate or medical marijuana
2 products.

3 M. The annual fee for a transporter agent license shall be
4 Twenty-five Dollars (\$25.00) and shall be paid by the transporter
5 license-holder or the individual applicant. Transporter agent
6 license reprints shall be Twenty Dollars (\$20.00).

7 N. The Authority shall issue each transporter agent a registry
8 identification card within thirty (30) days of receipt of:

- 9 1. The name, address and date of birth of the person;
- 10 2. Proof of current state residency;
- 11 3. Proof of identity as required for a medical marijuana
12 business license;
- 13 4. Possession of a valid state-issued driver license;
- 14 5. Verification of employment with a licensed transporter;
- 15 6. The application and affiliated fee; and
- 16 7. A copy of the criminal background check conducted by the
17 Oklahoma State Bureau of Investigation, paid for by the applicant.

18 O. If the transporter agent application is denied, the
19 Authority shall notify the transporter in writing of the reason for
20 denying the registry identification card.

21 P. A registry identification card for a transporter agent shall
22 expire one (1) year after the date of issuance or upon notification
23 from the holder of the transporter license that the transporter
24 agent ceases to work as a transporter.

1 Q. The Authority may revoke the registry identification card of
2 a transporter agent who knowingly violates any provision of this
3 section, and the transporter is subject to any other penalties
4 established by law for the violation.

5 R. The Authority may revoke or suspend the transporter license
6 of a transporter that the Authority determines knowingly aided or
7 facilitated a violation of any provision of this section, and the
8 license holder is subject to any other penalties established in law
9 for the violation.

10 S. Vehicles used in the transport of medical marijuana or
11 medical marijuana product shall be:

- 12 1. Insured at or above the legal requirements in this state;
- 13 2. Capable of securing medical marijuana during transport; and
- 14 3. In possession of a shipping container as defined in Section
15 427.2 of this title capable of securing all transported products.

16 T. Prior to the transport of any medical marijuana, medical
17 marijuana concentrate or medical marijuana products, an inventory
18 manifest shall be prepared at the origination point of the medical
19 marijuana. The inventory manifest shall include the following
20 information:

- 21 1. For the origination point of the medical marijuana:
 - 22 a. the licensee number for the commercial grower,
23 processor, or dispensary,
 - 24 b. the address of origination of transport, and

1 c. the name and contact information for the originating
2 licensee;

3 2. For temporary storage at a medical marijuana transporter
4 licensed premises or warehouse location that is licensed and
5 approved by the Authority:

6 a. the licensee number for the medical marijuana
7 commercial grower, medical marijuana processor, or
8 medical marijuana dispensary,

9 b. the address of origination of transport,

10 c. the name and contact information for the originating
11 licensee, and

12 d. the license number, physical address, and name and
13 contact information of the medical marijuana
14 transporter licensed premises or warehouse location
15 and notation that the medical marijuana, medical
16 marijuana concentrate, and medical marijuana products
17 are being temporarily stored;

18 3. For the end recipient license holder of the medical
19 marijuana:

20 a. the license number for the dispensary, commercial
21 grower, processor, research facility, or education
22 facility destination,

23 b. the address of the destination, and
24

1 c. the name and contact information for the destination
2 licensee;

3 ~~3.~~ 4. Quantities by weight or unit of each type of medical
4 marijuana product contained in transport;

5 ~~4.~~ 5. The date of the transport and the approximate time of
6 departure;

7 ~~5.~~ 6. The arrival date and estimated time of arrival;

8 ~~6.~~ 7. Printed names and signatures of the personnel
9 accompanying the transport; and

10 ~~7.~~ 8. Notation of the transporting licensee.

11 U. 1. A separate inventory manifest shall be prepared for each
12 business licensee receiving the medical marijuana.

13 2. The transporter agent shall provide the other medical
14 marijuana business with a copy of the inventory manifest at the time
15 the product changes hands and after the other licensee prints his or
16 her name and signs the inventory manifest.

17 3. A receiving business licensee shall refuse to accept any
18 medical marijuana, medical marijuana concentrate or medical
19 marijuana products that are not accompanied by an inventory
20 manifest.

21 4. Originating and receiving business licensees, including
22 medical marijuana transporter warehouses temporarily storing medical
23 marijuana, medical marijuana concentrate, and medical marijuana
24 products, shall maintain copies of inventory manifests and logs of

1 quantities of medical marijuana received for seven (7) years from
2 date of receipt.

3 V. 1. A medical marijuana transporter license issued to a
4 licensed dispensary or a licensed medical marijuana transporter
5 issued pursuant to this section shall allow the holder to transport
6 medical marijuana for a medical marijuana dispensary licensed in
7 this state to a medical marijuana patient licensed in this state
8 with a Veterans Affairs Benefit Summary Letter with a disability
9 rating of one hundred percent (100%).

10 2. Prior to the transport of any medical marijuana, medical
11 marijuana concentrate, and medical marijuana products, a sales
12 receipt shall be prepared at the medical marijuana dispensary
13 licensed in this state. A separate receipt shall be prepared for
14 each medical marijuana patient licensee receiving the medical
15 marijuana delivery. A quick response (QR) code displayed on the
16 package may be used in place of a paper receipt.

17 3. The inventory manifest shall include the following
18 information:

19 a. for the origination point of the medical marijuana:

20 (1) the license number for the dispensary,

21 (2) the address of origination of transport, and

22 (3) the name and contact information for the
23 originating dispensary,

24 b. for the end recipient medical marijuana licensee:

1 (1) the license number for the dispensary, commercial
2 grower, processor, research facility, or
3 educational facility destination,

4 (2) the address of the destination, and

5 (3) the name, license number, and contact information
6 for the destination licensee,

7 c. quantities by weight or unit of each type of medical
8 marijuana product contained in transport,

9 d. the date of the transport and the approximate time of
10 departure,

11 e. the arrival date and estimated time of arrival,

12 f. printed names and signatures, and

13 g. notation of the transporter licensee.

14 4. All delivery sales from a licensed medical marijuana
15 dispensary to a licensed medical marijuana patient shall be
16 accomplished through a third-party vendor and shall require:

17 a. the patient to download an application on his or her
18 electronic device,

19 b. the patient to upload a valid driver license, a
20 medical marijuana patient license, a three-dimensional
21 (3D) facial map to the application prior to placing an
22 order, and a current Veterans Affairs Benefit Summary
23 Letter with a disability rating of one hundred percent
24 (100%),

- 1 c. the patient to complete a facial identification or
2 enter a security code to access the application,
3 d. the software to verify the patient card with the
4 Authority's database to confirm that the patient's
5 license is active each time a delivery order is
6 initiated,
7 e. the patient to render payment through the application
8 upon verification of an active license,
9 f. the information to be securely transmitted to a
10 licensed medical marijuana dispensary following the
11 verification of payment,
12 g. a location finder, allowing the patient and
13 transporter agent to identify the location of the
14 other, and
15 h. the patient to perform a final 3D facial mapping upon
16 the transporter agent's arrival to verify that the
17 individual accepting the delivery is the licensed
18 patient who placed the order.

19 5. After completing this final verification, the delivery can
20 be finalized.

21 SECTION 3. NEW LAW A new section of law to be codified
22 in the Oklahoma Statutes as Section 427.16a of Title 63, unless
23 there is created a duplication in numbering, reads as follows:
24

1 A. There is hereby created within the Oklahoma Medical
2 Marijuana Authority a Medical Marijuana Veterans Transporter Pilot
3 Program. The program shall permit qualifying entities to transport
4 medical marijuana from a licensed medical marijuana dispensary to a
5 licensed medical marijuana patient with a current Veterans Affairs
6 Benefit Summary Letter with a disability rating of one hundred
7 percent (100%). The pilot program shall expire at the conclusion of
8 two (2) years from the effective date of this act.

9 B. The Authority shall promulgate rules necessary to implement
10 the pilot program.

11 SECTION 4. This act shall become effective November 1, 2025.

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