



# OKLAHOMA SQ788

MEDICAL MARIJUANA (MM)

WWW.SOS.OK.GOV/DOCUMENTS/QUESTIONS/788.PDF

## MM LICENSE HOLDERS & CAREGIVERS OF A MM LICENSE HOLDER CAN LEGALLY CONSUME/POSSESS



### ALL OF THE FOLLOWING

- Consume marijuana legally
- Possess 6 seedling marijuana plants
- Possess 6 mature marijuana plants
- Possess 72 oz. of edible marijuana
- Possess 1 oz. of concentrated marijuana
- Possess up to 3 oz. of marijuana on their person
- Possess up to 8 oz. of marijuana at their residence

## NO QUALIFYING CONDITION

This means ANY condition may qualify an individual to receive a MM license. Conditions ranging from Cancer, headache, insomnia, general pain, etc.



## NOT A PRESCRIPTION



Physicians do not write a prescription for MM. Physicians only recommend a patient to use MM and then sign the MM licensing application. Continued patient care is at the discretion of the Physician for the 2 year duration of the license.

## SELF DOSING

Recommendations from a Physician do NOT have to include a the type of marijuana to use (smoked, oil, edible, etc.), the suggested dose (THC potency) or frequency of use (how often to take).



## MM LICENSE HOLDER QUALIFICATIONS



- 18+ years old
- MM license must be signed by an Oklahoma Board Certified Physician
- MM license good for 2 years
- Minors (under age 18) must have two Physician signatures and a parent or legal guardian signature
- MM License fee is \$100 or \$20 for those on Medicaid, Medicare or SoonerCare
- Applicants must provide proof of Oklahoma residency
- Temporary license applicants must provide proof of residency in another MM state

## OKLAHOMA DEPARTMENT OF HEALTH WILL

- Create a Regulatory Office (no qualifications listed)
- Have oversight and auditing responsibilities
- Appoint a board of 12 medical marijuana experts (Oklahoma residents) to create a list of food safety standards for the processing and handling medical marijuana.



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## TAX REVENUE

Tax revenue will ONLY come from the retail/dispensaries NOT from commercial grower sales (Wholesale) or from commercial processing sales (Wholesale).



Tax revenue will fund the regulatory board. IF any surplus tax dollars remain after funding the regulatory board then 75% of surplus funds go to common education and 25% to drug and alcohol treatment.

## COUNTIES, CITIES & MUNICIPALITIES



- Cities and counties can enact guidelines allowing MM license holders and caregivers to EXCEED (but not decrease) the legally allowed consumption/possession state limits.
- Cities or municipality CANNOT restrict zoning to prevent the opening of a retail marijuana establishment.

## SCHOOLS & LANDLORDS

Schools and landlords cannot refuse to enroll or lease based on someone's MM status unless it would imminently cause the loss of monetary or licensing benefits under federal law.



Retail marijuana establishments are prohibited within 1000 feet from any public or private school entrance.

## EMPLOYERS

Employers may not discriminate against individuals:



- based on their MM status
- unless doing so would cause the loss of monetary or licensing benefits under federal law
- based on results of a drug test showing positive for MM
- unless license holder possesses or consumes MM during work hours or on the job.

## MISCELLANEOUS

● A license holder's MM use is considered equivalent to the use of other medications. It is not considered an "illicit substance" therefore does not disqualify the license holder from receiving other forms of medical care, including organ transplants.

● No MM license holder may be denied custody of or visitation or parenting time with a minor. There is no presumption of neglect or child endangerment unless the person's behavior creates unreasonable danger to the minor.



● No MM license holder may be withheld from holding a state issued license simply based MM license status. This includes such things as a concealed carry permit.

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