

MINUTES OF REGULAR MEETING

PUBLIC BODY: MEDICAL MARIJUANA AUTHORITY COUNCIL

DATE & TIME: March 7th, 2022 1:00 pm

ADDRESS: 123 ROBERT S. KERR, OKLAHOMA CITY, OK 73102 28th FLOOR ROOM 6

Agenda Item 1

Call to Order, Welcome

Oklahoma Medical Marijuana Authority (“OMMA”) Executive Director, Adria Berry, called the meeting of the Medical Marijuana Advisory Council (“MMAC”) to order on March 7th, at 1:00 pm. Public notice of the regular meeting was filed and posted with the Oklahoma Secretary of State. The final agenda was posted at the Oklahoma State Department of Health (“OSDH”) building entrance on March 4th, 2022, at 8:52 am and on the OMMA website prior to the meeting. Relevant materials for the Council and other materials for the meeting are posted on the OMMA website.

Council members present at the primary physical location: Blake Cantrell, Kathryn Brewer, Brian Duzan, Bryan Hendershot, David Lewis, Jennifer Hawkins, Jennifer Boyle, Kristie Edelen, Michael Leake, Mike Ervin, Norma Sapp, Phillip Jurina, Ronnie Kell, Dr. Ryan Brown, Dr. Stan Mills.

Board members attending via teleconference from 2800 N. Lincoln, Oklahoma City, OK 73105, Room 309, Phone Number (405) 521-3864: Caroline Nelson.

Board members absent during roll call: Adam Austin, Wesley Holloway and Mel Woodrow.

Quorum established during roll call.

Oklahoma Medical Marijuana Authority Staff Present: Adria G. Berry, Executive Director, OMMA; Barrett Brown, Deputy Director, OMMA; Mary Ann Roberts, Senior Legal Counsel, OMMA; Cameron Capps, Managing Counsel, OMMA; Emily Music, Assistant General Counsel, OMMA; Jerin Presley, State Agency Liaison, Kelly Williams, Ph.D., Director of Operations, OMMA; Christopher Campbell, Assistant General Counsel, OMMA; Kassy French, Executive Assistant, OMMA; Stephany Lively, Executive Assistant, OMMA, Kelsey Pagonis, Communications Manager, OMMA; Alisha Harris, OMMA Director, Planning and Engagement.

Others Present: Jennifer Hawkins, Kent Hawkins, Arthur Smith, Phillip Spencer, Teresa Teran, Ryan Brown, Bob Moore, Haley Short, Chilly Mack, Sheldon Robinson, Jim Bisel, Ryan Kiesel, Carolyn Maroney, Melinda Grimes, Niki Weed Gossett, Aaron Lloyd, Mathew Ryan, Clint Henderson.

Agenda Item 2

Consideration of Meeting Minutes from October 20th, 2021

Member Michael Leake moved to approve the meeting minutes from October 20th, 2021. Board member Norma Sapp seconded the motion.

Aye: All members present. No members opposed. Motion carried.

Absent: Adam Austin, Wesley Holloway and Mel Woodrow.

Agenda Item 3

OMMA Program Update

a. Executive Director's Update on Various Matters Relating to OMMA – Adria G. Berry, J.D.

Executive Director, OMMA, Adria G. Berry, began by advising the members that OMMA has switched licensing software from Complia to Thentia. She stated if anyone is having problems with Thentia to please let OMMA know. Director Berry advised the members that other state agencies use Thentia as well. She stated this will allow agencies to legally share information.

Director Berry updated the members regarding commercial licenses stating that OMMA has around a 40-day turn around issuing commercial licenses. Patient applications have a 7-day turnaround.

Director Berry advised the members that OMMA is working to staff an investigation unit and the agency recently received their CLEET certification. She stated OMMA has seven agents on staff and two of those staff members have been working with other law enforcement offices to educate them on OMMA rules and statutes. Ms. Berry met with the Sheriff's Association last week to introduce Chance Lipe, an investigator for OMMA. She advised when there is a license surrender, OMMA agents visit the site to ensure there isn't any product remaining.

Director Berry provided an update on Metrc stating a partial agreement had been in place and OMMA is now able to move forward with implementation. She advised the members of the specific requirements for commercial licensees to be in Metrc. Director Berry had a phone call with the CEO of Metrc outlining OMMA's expectations. The agency plans to have hands on training so licensees know how to use Metrc.

Ms. Berry gave a brief overview of NCS Analytics and stated Kelly Williams would provide a more detailed explanation later in the meeting.

b. Discussion and Questions over OMMA Program Update

Dr. Stan Mills asked if there is a plan in place for Metrc not to charge licensees for the months they were unable to use Metrc? Ms. Berry responded, yes, she has talked to the Metrc CEO and they are working on a solution.

Norma Sapp commented that she has been told some licensees are having problems contacting Metrc for questions and stated that they are unresponsive. Director Berry advised that she would take the issue to the CEO.

Mike Ervin asked Director Berry if the Metrc partial settlement between the parties was amicable? Ms. Berry responded, yes.

Blake Cantrell inquired about the 90 day/180 day inspection rule in Metrc and Ms. Berry asked Mr. Cantrell to reserve his question for the legal update. He then asked if he would be refunded for tags that he purchased prior to knowing that tags were license specific. Director Berry advised this is a question for the legal division of OMMA as well.

Agenda Item 4

Introduction of New Medical Marijuana Advisory Council Members

Director Berry advised there are seven new council members and those members are:

David Lewis, Stability Cannabis
Jennifer Hawkins, Patient Advocate
Jennifer Boyle, DEQ
Ronnie Kell, OMMA Business Licensee
Dr. Ryan Brown, OU Health Science Center
Dr. Stan Mills, OMMA Business Licensee
Kathryn Brewer, DAC

Mr. Cantrell then asked if Director Berry planned to provide an update on the agency's budget. Ms. Berry stated OMMA set their budget for 42 million for the agency. She also stated that on the OMMA website there is information from the Oklahoma Tax Commission regarding how much OMMA receives from the taxes.

Agenda Item 5

Stakeholder Engagement Update – Alisha Harris, OMMA Director, Planning and Engagement

Alisha Harris, Planning and Engagement Director welcomed everyone and provided a brief update about the medical working group that was established at the beginning of 2022. Ms. Harris then advised the members about the listening sessions her team had planned and provided insight to

council members about what a listening session is. She stated the listening sessions are performed quarterly.

Ms. Harris advised council members that OMMA is hosting their first educational conference on October 13th and 14th, 2022. She stated the purpose of the conference is to educate licensees and stakeholders on the regulation, issues, concerns or other topics of interest related to medical marijuana in Oklahoma.

Council Member Michael Leake stepped out at 1:37 and returned at 1:39. Quorum was established throughout Mr. Leake's absence.

Agenda Item 6

OMMA Operations Update – Kelly Williams, OMMA Director, Operations

Dr. Kelly Williams welcomed members and presented members with an overview of OMMA's new data analytics platform, NCS Analytics. She stated NCS will gather data then report that data back to OMMA which will alert the agency of any anomalies.

Norma Sapp asked Dr. Williams if the contract with NCS Analytics was a new budget item? Dr. Williams responded yes, stating approval was obtained by the Commissioner and Cabinet Secretary. There was a question from the audience asking if OMMA would divulge how much the NCS contract was for and Director Berry responded that she will look into it.

Blake Cantrell asked how OMMA will know where to set flags in NCS to alert the agency of discrepancies? He further asked if NCS is already analyzing current data or will begin after the Metrc deadline. Dr. Williams responded saying NCS is already able to analyze data.

Council member Mike Ervin asked Dr. Williams if NCS would sell the data it collects to outside vendors. He expressed concerns over NCS selling his contact information to telemarketers. Dr. Williams replied and said the only thing NCS is doing with the data, is informing OMMA.

David Lewis asked Dr. Williams when she expected NCS to be fully online. Dr. Williams stated 180 days.

Blake Cantrell asked Dr. Williams what happens with monthly reports post Metrc implementation? He further asked, if reports still need to be completed and sent to OBN? Dr. Williams advised that she is unable to speak to OBN's Metrc reporting requirements but stated it is OMMA's goal that Metrc will take the place of the monthly reporting requirements.

Next, Dr. Williams provided the council members with a staffing update. She advised members that the legislature required OMMA to hire several staff members throughout the agency and OMMA has met and exceeded that number.

Norma Sapp asked if you are hired as an inspector for OMMA, do you have to turn in your business or patient license? Dr. Williams replied that anyone who works for OMMA is not able to have a

commercial license. Norma then asked what about a patient license and Dr. Williams responded saying OMMA is not allowed to ask about employee's medical marijuana patient status.

Dr. Williams then provided an update on the agency's move to the capitol complex. She stated the move will take place April 1, 2021. She stated this will be a phased move in.

Agenda Item 7

Legislative Session Update – Barrett Brown, OMMA Deputy Director

Deputy Director Barrett Brown welcomed the council members and provided members with an update on all medical marijuana bills that are currently in the legislature. Mr. Brown highlighted a few bills specifically ones about precicensure inspections, implementing seed to sale, creating a second license for wholesalers and creating a tiered licensing structure. Mr. Brown advised members that all of the marijuana bills that are currently in the legislature can be found on OMMA's website. The deputy director stated there are only two OMMA request bills. One about precicensure inspections and another clarifying the authority of OMMA investigators.

Ms. Norma Sapp asked if this is why OMMA needed CLEET certification – so our investigators can carry a gun. Mr. Brown responded; our seven investigators are CLEET certified.

Dr. Stan Mills asked if the legislation that is on the website has actually come out of committee? Deputy Director Brown said, OMMA is working on categorizing and organizing that section of the webpage to be able to provide that information.

Member David Lewis asked if there are any bills that OMMA is opposing. Mr. Brown said, not at this point.

Michael Leake had a question asking where this information is on the website and Mr. Brown responded directing him to the webpage.

Blake Cantrell asked if OMMA has a position on the legislation that would make OMMA a standalone agency? Mr. Brown responded that OMMA does not have a position on this particular bill, or any other medical marijuana bill in legislation.

Agenda Item 8

Legal Update – Cameron Capps, OMMA Managing Counsel

Mr. Capps began by providing members with an update on the agreed order entered into on February 25th requiring all commercial licensees to be Metrc compliant within 90 days. He stated this gives licensees until May 26th, 2022 to become compliant.

Regarding foreign financial interest (FFI) attestation cases, Mr. Capps advised that in May 2021 the legislature passed legislation requiring licensees to file a foreign financial attestation with OBNDD. He stated there have been 948 FFI cases referred to OMMA from OBNDD and out of

those 948 referrals, 791 have been filed. He advised the legal division's main goal is to restore compliance.

Member Blake Cantrell advised Mr. Capps that Thentia is showing that the FFI attestations he filed have not been received. Dr. Kelly Williams advised Mr. Cantrell and the members that OMMA is working on that issue.

Agenda Item 9

Medical Marijuana Advisory Council Member Updates

9, a. Council Member Michael Leake addressed the council members with an issue regarding medical licensure boards' ability to access certain patient license information.

9, b. Council Member Blake Cantrell advised the board of many issues commercial licensees are having in the industry currently. He stated a lot of the issues are related to illegality in the market. He stated it is impossible for compliant commercial licensees to compete with the illegal market.

Mr. Cantrell also advised he is in favor of OMMA enforcement but against over legislation. He expressed concern with the many bills that have to deal with enforcement.

Mr. Cantrell expressed concerns with SB 1543 which would dissolve the MMAC. He also advised he is not in favor of a moratorium or license cap and stated this would prohibit his business from being able to expand.

Closing, Adjournment and Dismissal

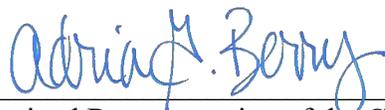
Member Michael Leake moved to adjourn today's Medical Marijuana Advisory Council meeting. Board member Dr. Stan Mills seconded the motion.

Aye: All members present.

Nay: No members opposed.

Absent: Adam Austin, Wesley Holloway and Mel Woodrow.

Thus, the meeting adjourned at 2:25 p.m.



Authorized Representative of the Council