

TITLE 442. OKLAHOMA MEDICAL MARIJUANA AUTHORITY
CHAPTER 1. ADMINISTRATIVE OPERATIONS

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

- 442:1-1-1. Purpose [NEW]
- 442:1-1-2. Notice [NEW]
- 442:1-1-3. Record of hearing [NEW]
- 442:1-1-4. Duty of disclosure [NEW]
- 442:1-1-5. Appearance of parties [NEW]
- 442:1-1-6. Failure to appear [NEW]
- 442:1-1-7. Summary suspension of licensee [NEW]
- 442:1-1-8. Pleadings [NEW]
- 442:1-1-9. Failure to comply [NEW]
- 442:1-1-10. Discovery [NEW]
- 442:1-1-11. Emergency Actions [NEW]

SUMMARY:

The amendments establish certain procedures for proceedings before the Oklahoma Medical Marijuana Authority pursuant to the Administrative Procedures Act, 75 O.S. § 309 et al. Parties are afforded adequate notice, and an opportunity to respond and present evidence. All proceedings will be recorded and will be made available to parties. Parties must enter an appearance, and licensees that are not individuals may only appear by an attorney. Failure to appear may result in suspension. In exigent circumstances that require emergency action, the Executive Director of the Authority may summarily suspend a license, and those suspended are afforded a hearing within 10 days. Pleadings shall be filed with the Authority, and must be served on parties of record. Failure to comply with an order may result in sanctions or the Authority may seek to enforce the order in District Court.

AUTHORITY:

Executive Director of the Oklahoma Medical Marijuana Authority; 63 O.S. § 420-430

COMMENT PERIOD:

November 15, 2022 through December 15, 2022. Persons wishing to present their views in writing may do so before 5:00 p.m. on December 15, 2022 at the following address: Oklahoma Medical Marijuana Authority, P.O. Box 262266, Oklahoma City, Oklahoma 73126 or by submitting public comment on the agency website at www.omma.ok.gov/rules.

PUBLIC HEARING:

Pursuant to 75 O.S. § 303(A), the public hearing for the proposed rulemaking in this chapter shall be on December 15, 2022 at the Oklahoma State Capitol, 2300 N. Lincoln Boulevard, Oklahoma City, OK 73105 in Room 535 at 9:00 a.m. The alternate date and time in the event of an office closure due to inclement weather is December 16, 2022 at the Oklahoma State Capitol, 2300 N. Lincoln Boulevard, Oklahoma City, Oklahoma in Room 535, beginning at 9:00 a.m. Anyone who wishes to speak must sign in at the door by 9:05a.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Business entities affected by these proposed rules are requested to provide the agency with information, within the comment period, in dollar amounts if possible, on the increase in the level of direct costs such as fees, and indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs expected to be incurred by a particular entity due to compliance with the proposed rule. Business entities may submit this information in writing through December 15, 2022 at 5:00 p.m., the close of business, on the public comment form listed at www.omma.ok.gov/rules.

COPIES OF PROPOSED RULES:

The proposed rules may be obtained for review from the Oklahoma Medical Marijuana Authority, 2501 N. Lincoln Boulevard., Oklahoma City, Oklahoma 73105. The proposed rules are also available on the agency website at www.omma.ok.gov/rules.

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., § 303(D), a rule impact statement has been prepared and is available at the Oklahoma Medical Marijuana Authority at the above address or on the agency website at www.omma.ok.gov/rules.

CONTACT PERSON:

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