

Senate Journal

First Regular Session of the Fifty-eighth Legislature of the State of Oklahoma

Twenty-fourth Legislative Day, Monday, March 15, 2021

The Senate was called to order by Senator Coleman.

Roll Call:

Present: Allen, Bergstrom, Boren, Brooks, Bullard, Burns, Coleman, Dahm, Daniels, David, Dossett (J.J.), Dossett (J.A.), Dugger, Floyd, Garvin, Hall, Hamilton, Haste, Hicks, Howard, Jech, Jett, Kidd, Kirt, Leewright, Matthews, Montgomery, Newhouse, Paxton, Pederson, Pemberton, Quinn, Rader, Rogers, Rosino, Simpson, Standridge, Stanley, Stephens, Taylor, Thompson, Treat, Weaver and Young.—44.

Excused: McCortney, Murdock and Pugh.—3.

Vacancy: District 22.—1.

Senator Coleman declared a quorum present.

The prayer was offered by Pastor Trevor Bulls, First Baptist Church of Boise City, Boise City, the guest of Senator Murdock.

INTRODUCTION

Senator Bullard introduced his daughter, Lydia, to the Senate.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 45, 89, 144, 169, 196, 222, 229, 265, 269, 306, 324, 338, 368, 383, 463, 516, 568, 572, 605, 606, 617, 639, 683, 721, 757, 774, 796, 811, 893, 897, 913, 951, 994 and 1064 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Treat asked unanimous consent to refer **SR 9** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 9 by Treat was called up for consideration.

SR 9 was adopted upon motion of Senator Treat and referred for enrollment.

REQUEST TO RECESS

Senator David moved to request the Honorable House to consent to the adjournment of the Senate in the First Regular Session of the 58th Legislature for a period of more than three days, pursuant to Article 5, Section 30 of the Oklahoma Constitution, beginning on Thursday, March 18, 2021 and ending on Monday, March 22, 2021, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate pursuant to Article 5, Section 30 of the Oklahoma Constitution that the House requests the Honorable Senate to grant the request of the House to adjourn for more than three (3) days beginning Wednesday, March 17, 2021 and ending on Monday, March 22, 2021.

REQUEST TO RECESS GRANTED

Senator David moved that the Senate consent to the House's request to adjourn for a period of more than three days in the First Regular Session of the 58th Legislature, pursuant to Article 5, Section 30 of the Oklahoma Constitution, beginning Wednesday, March 17, 2021 and ending on Monday, March 22, 2021, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1002, 1014, 1045, 1091, 1118, 1137, 1138, 1620, 1644, 1651, 1658, 1662, 1770, 1788, 1849, 1944, 1950, 2004, 2011, 2040, 2041, 2055, 2079, 2083, 2086, 2122, 2234, 2235, 2293, 2318, 2324, 2336, 2337, 2363, 2403, 2423, 2508, 2511, 2548, 2646, 2674, 2687, 2729 and 2779** and **HJR 1001**.

HB 1002 – By Bush, Pae, McDugle and Rosecrants of the House and Weaver of the Senate.

[civil procedure - allowing victims who were previously time-barred to file actions for childhood sexual abuse - effective date]

HB 1014 – By Roe of the House and Simpson of the Senate.

An Act relating to public health; amending 63 O.S. 2011, Section 1-502.2, as amended by Section 1, Chapter 118, O.S.L. 2020 (63 O.S. Supp. 2020, Section 1-502.2), which relates to confidentiality of certain information; including certain records; excluding information and records held by certain entities; removing reference; requiring release of certain information in accordance with federal law; removing certain identification requirements; updating reference; amending 63 O.S. 2011, Section 1-507, which relates to schools and the attendance of diseased pupils; including people suspected of having a communicable disease; transferring responsibility from teachers to schools; updating permission-granting entities; and declaring an emergency.

HB 1045 – By Luttrell, Frix and Roe of the House and Coleman of the Senate.

An Act relating to memorial highways and bridges; designating the WWII Doolittle Raider – Bombardier Sgt. Robert James "R.J." Stephens Memorial Bridge; designating the U.S. Army PFC Keith N. Cantrell Memorial Bridge; designating the Paul Blevins, Jr., and Michael Rogers Memorial Highway; designating the Stiles Brothers Vietnam Veteran Memorial Bridge; designating South Mickey Mantle Boulevard; designating the Terry L. Hoggatt Memorial Highway; designating the Jennifer McClendon Memorial Bridge; designating the Maj. Charles E. Stiles Memorial Bridge; designating the CSM Junior H. Honeycutt Memorial Highway; designating the Ada Lois Sipuel Fisher Memorial Bridge; designating the Joe W. McBride Memorial Bridge; designating the Deputy Jarid Taylor Memorial Highway; designating the USAF Capt. Nick Karpis Vietnam Veteran Memorial Highway; designating the Sgt. Clyde Runyan Memorial Highway; designating the Sgt. Maj. Marvail Lewis Memorial Causeway; designating the County Commissioner Roy Rains Memorial Highway; designating the PFC Richard Tafoya Gurule Memorial Highway; designating the Capt. David Arthur Peters Memorial Highway; designating the Ray Davis Memorial Intersection; designating the Robert L. Horton Memorial Highway; designating the John L. Hayden Memorial Highway; designating the Creede Speake Jr. Memorial Highway; designating the W.D. Bill Amis Memorial Bridge; designating the SSG Michael R. Robson Memorial Highway; designating the Carolyn Woods Memorial Bridge; designating the Martin Dyer Memorial Highway; designating the Sgt. Craig Johnson Memorial Highway; designating the U.S. Senator James Inhofe Interchange; designating the Lonnie D. Cook Memorial Highway; amending Section 11, Chapter 369, O.S.L. 2019 (69 O.S. Supp. 2020, Section 1698.296), which relates to the Councilwoman Avalon Reese Memorial Highway; modifying name of certain memorial highway; providing for codification; and providing an effective date.

HB 1091 – By Bush, Fugate, Phillips, Talley, Provenzano and Moore of the House and Kidd of the Senate.

[Medicaid - creating the Ensuring Access to Medicaid Act - effective date]

HB 1118 – By West (Rick) of the House and Hamilton of the Senate.

An Act relating to the Council on Law Enforcement Education and Training; amending 70 O.S. 2011, Section 3311, as last amended by Section 1, Chapter 245, O.S.L. 2019 (70 O.S. Supp. 2020, Section 3311); removing certain background investigation requirement; prohibiting the certification or employment of certain persons; and providing an effective date.

HB 1137 – By Fetgatter and Hilbert of the House and Rogers of the Senate.

[revenue and taxation - allowing certain vehicle charging stations to qualify for per-location credit upon enactment of certain bill and until certain date - effective date]

HB 1138 – By Fetgatter and Lawson of the House and Hall of the Senate.

An Act relating to public finance; amending 62 O.S. 2011, Sections 861 and 863, which relate to the Local Development Act; modifying maximum duration of increment districts; prescribing procedure for approval of exemption by governing body; providing for extension of maturity date of certain obligations; providing for codification; and providing an effective date.

HB 1620 – By Mize and Steagall of the House and Montgomery of the Senate.

An Act relating to agriculture; declaring legislative intent; prohibiting the banning of the right of Oklahomans to engage in agritourism activities; requiring agricultural activities be engaged in compliance with certain regulations; defining term; providing for codification; providing for noncodification; and providing an effective date.

HB 1644 – By Humphrey and Russ of the House and Burns of the Senate.

[crimes and punishments - mutilating or destroying flags - effective date]

HB 1651 – By Humphrey of the House and Bullard of the Senate.

An Act relating to criminal procedure; amending 22 O.S. 2011, Section 991a, as last amended by Section 1, Chapter 46, O.S.L. 2020 (22 O.S. Supp. 2020, Section 991a), which relates to sentencing powers of the court; deleting certain sentencing option; and providing an effective date.

HB 1658 – By Brewer and Virgin of the House and Dossett (J.A.) of the Senate.

[crimes and punishments - peace officers to contact certified domestic violence intervention program providers at conclusion of lethality assessment - effective date]

HB 1662 – By West (Kevin), Roberts (Sean), McDugle, Steagall and Bashore of the House and Dahm and Bullard of the Senate.

An Act relating to firearms; amending 21 O.S. 2011, Section 1289.25, as last amended by Section 1, Chapter 218, O.S.L. 2018 (21 O.S. Supp. 2020, Section 1289.25), which relates to the Oklahoma Firearms Act of 1971; updating statutory reference; clarifying immunity provision for persons asserting claims of self-defense; authorizing defendants to file motions to dismiss charges under certain circumstances; granting defendants the right to file interlocutory appeals after adverse rulings made by the court; providing parameters for appeal hearings; directing judges to enter certain order at conclusion of appeal hearings;

providing burden-of-proof standard when claim of self-defense is raised in criminal prosecutions; amending 22 O.S. 2011, Sections 1053 and 1089.1, which relate to appeals taken by the state or municipality; authorizing appeals by the state or municipalities under certain circumstances; granting the state the right to appeal adverse rulings or orders; and providing an effective date.

HB 1770 – By Dobrinski and Fugate of the House and Weaver of the Senate.

[public safety - exceptions for bicyclists at traffic-control devices - allowing bicyclists to make certain signals - effective date]

HB 1788 – By Pae of the House and Montgomery of the Senate.

An Act relating to the Oklahoma Turnpike Authority; amending 47 O.S. 2011, Section 11-1401, which relates to unlawful acts; expanding list of unlawful acts; amending 47 O.S. 2011, Section 11-1401.2, as last amended by Section 1, Chapter 79, O.S.L. 2016 (47 O.S. Supp. 2020, Section 11-1401.2), which relates to the Oklahoma Electronic Toll Collection Act; defining terms; modifying definition; requiring certain registration; specifying certain violation; allowing certain charges submitted through video toll collection system; allowing for alternate method of notice; specifying use of certain review procedures; deleting language subjecting certain operators to liability; updating statutory references; and providing an effective date.

HB 1849 – By Fugate of the House and Brooks of the Senate.

[revenue and taxation - sales tax exemption - school support organizations - effective date]

HB 1944 – By Munson of the House and Stanley of the Senate.

An Act relating to schools; authorizing the Council on Law Enforcement Education and Training to offer certain training; limiting information that may be released; defining term; providing for codification; and providing an effective date.

HB 1950 – By Cruz of the House and Dossett (J.J.) of the Senate.

[revenue and taxation – credit – landlords – Oklahoma Tax Commission – effective date]

HB 2004 – By Fetgatter of the House and Rogers of the Senate.

An Act relating to medical marijuana; amending Section 1, State Question No. 788, Initiative Petition No. 412, as last amended by Section 44, Chapter 161, O.S.L. 2020 (63 O.S. Supp. 2020, Section 420), which relates to medical marijuana patient and caregiver licensing requirements; specifying marijuana amounts in grams; allowing for the possession of additional mature plants; deleting seedling plants from list of allowable marijuana products; clarifying elements of certain offense; specifying biannual payment of application fees for patient licenses; providing discounted patient license fee for certain veterans; providing for license reprints; stating fee; broadening eligibility requirements for temporary license; extending license period of temporary license; providing physician recommendation requirements for renewal applications; authorizing the Oklahoma Medical Marijuana Authority to promulgate certain rules; authorizing the Authority to deny patient

license applications; removing recordkeeping requirement related to approved medical marijuana licenses; clarifying types of records and information the Authority shall seal to protect privacy; prohibiting the Authority from sharing records with other state agencies or political subdivisions; providing cultivation restrictions for caregiver licensees; requiring applications to be signed by certain physicians who are licensed and in good standing with their respective boards; prohibiting the assessment of fee by counties, cities or political subdivisions; amending Section 2, State Question No. 788, Initiative Petition No. 412 (63 O.S. Supp. 2020, Section 421), which relates to dispensary licensing requirements; increasing time limitation for reviewing medical marijuana dispensary license applications; authorizing the Authority to deny dispensary license applications; increasing percentage amount for nonresident ownership; deleting penalties for gross discrepancy and fraudulent reporting and fraudulent sales; authorizing the sale of pre-rolled marijuana; providing specifications for pre-rolled products; requiring certain testing, packaging and labeling; amending Section 3, State Question No. 788, Initiative Petition No. 412 (63 O.S. Supp. 2020, Section 422), which relates to commercial grower licensing requirements; increasing time limitation for reviewing medical marijuana commercial grower license applications; authorizing the Authority to deny commercial grower license applications; authorizing commercial growers to package and sell pre-rolled marijuana; providing specifications for pre-rolled products; directing the Authority to promulgate rules to govern sales across state lines; deleting penalties for gross discrepancy and fraudulent reporting and fraudulent sales; amending Section 4, State Question No. 788, Initiative Petition No. 412 (63 O.S. Supp. 2020, Section 423), which relates to medical marijuana processor licensing requirements; increasing time limitation for reviewing medical marijuana processing license applications; authorizing the Authority to deny processing license applications; providing for twice yearly inspections; exempting processors from obtaining sales tax permit for licensure; providing sales and excise tax exemption; deleting penalties for gross discrepancy and fraudulent reporting; specifying entity that oversees inspection and compliance of processors; amending Section 6, State Question No. 788, Initiative Petition No. 412, as last amended by Section 46, Chapter 161, O.S.L. 2020 (63 O.S. Supp. 2020, Section 425), which relates to protections for medical marijuana patient licensees; clarifying certain protections for patient licensees and business licensees; providing standard related to child endangerment; providing certain exception; clarifying zoning restrictions; establishing distance requirement after certain date; deleting definition; specifying manner by which distances between certain properties shall be measured; conforming language; amending Section 7, State Question 788, Initiative Petition No. 412 (63 O.S. Supp. 2020, Section 426), which relates to taxes on retail sales of medical marijuana; authorizing certain veterans to apply for an excise tax waiver; providing procedures for waiver requests; modifying manner by which certain funds are apportioned; amending Section 4, Chapter 509, O.S.L. 2019 (63 O.S. Supp. 2020, Section 426.1), which relates to licensure revocation and hearings; removing certain exception; directing the Authority to make certain information available through an online verification system; directing the Authority to make list of marijuana-licensed premises available to state agencies; requiring certain marijuana-licensed premises and businesses to submit certain documentation when requesting a location change; allowing single certificate of compliance except under certain conditions; amending Section 2, Chapter 11, O.S.L. 2019, as last amended by Section 48, Chapter 161, O.S.L. 2020, Section 3, Chapter 11, O.S.L. 2019, as amended by Section 6,

Chapter 477, O.S.L. 2019, Section 4, Chapter 11, O.S.L. 2019, Section 6, Chapter 11, O.S.L. 2019, as amended by Section 7, Chapter 477, O.S.L. 2019, Section 7, Chapter 11, O.S.L. 2019, as amended by Section 5, Chapter 509, O.S.L. 2019, Section 8, Chapter 11, O.S.L. 2019, Section 9, Chapter 11, O.S.L. 2019, Section 10, Chapter 11, O.S.L. 2019, as amended by Section 2, Chapter 390, O.S.L. 2019, Section 11, Chapter 11, O.S.L. 2019, Section 13, Chapter 11, O.S.L. 2019, Section 14, Chapter 11, O.S.L. 2019, as last amended by Section 51, Chapter 161, O.S.L. 2020, Section 16, Chapter 11, O.S.L. 2019, Section 17, Chapter 11, O.S.L. 2019, as amended by Section 4, Chapter 312, O.S.L. 2019, Section 18, Chapter 11, O.S.L. 2019, Section 19, Chapter 11, O.S.L. 2019, Section 20, Chapter 11, O.S.L. 2019, Section 22, Chapter 11, O.S.L. 2019 and Section 23, Chapter 11, O.S.L. 2019, as amended by Section 11, Chapter 477, O.S.L. 2019 (63 O.S. Supp. 2020, Sections 427.2, 427.3, 427.4, 427.6, 427.7, 427.8, 427.9, 427.10, 427.11, 427.13, 427.14, 427.16, 427.17, 427.18, 427.19, 427.20, 427.22 and 427.23), which relate to the Oklahoma Medical Marijuana and Patient Protection Act; replacing references to the State Department of Health with the Oklahoma Medical Marijuana Authority; modifying scope of certain definitions; deleting and adding certain definitions; updating references to certain named act; adding and clarifying duties and functions of the Authority; requiring licensees to submit certain information; requiring licensees to submit samples or units to testing laboratories under certain circumstances; authorizing on-site inspections or investigations of medical marijuana businesses and certain facilities; authorizing the Authority to enter licensed premises and certain facilities; providing for post-licensure inspections; deleting notice requirement; providing for investigations and additional inspections under certain circumstances; authorizing the Executive Director of the Authority to prescribe certain penalties; defining term; authorizing the review of licensed medical marijuana waste disposal facility records; removing provision that allows licensees to secure legal representation prior to interviews conducted by the Authority; authorizing the suspension or revocation of business license for nonpayment of monetary penalties; providing penalties for grossly inaccurate or fraudulent reports; providing procedures for issuing certain written orders; authorizing the Authority to issue orders without notice or hearing under certain circumstances; requiring compliance with provisions of order; providing for the assessment of monetary penalties; affording opportunity to apply for a hearing after issuance of order; authorizing commercial growers to continue caring for marijuana plants and marijuana under certain circumstances; providing restrictions; clarifying privacy requirements for handling records of licensed patients and caregivers; deleting references to certain federal act; modifying scope of certain definition; authorizing the Authority to contact recommending physicians of applicants or licensees; expanding certain protections to podiatrists; providing for patient license revocation; allowing patients to request the withdrawal of a caregiver license; directing withdrawal of caregiver license without a hearing under certain circumstances; directing certain facilities to keep transaction records and utilize seed-to-sale tracking system; deleting inventory tracking recordkeeping requirement; adding medical marijuana wholesaler license; providing certain exception related to fees; modifying certain business licensing requirements by including medical marijuana research facility, education facility and waste disposal facility applicants and licensees; requiring criminal history background checks for license renewals; modifying documentation requirement for proof of residency; providing exemption from residency requirement for certain medical marijuana business license applicants; modifying and

deleting certain identification requirements; providing for the denial of business applications; prohibiting the issuance of medical marijuana research facility, education facility and waste disposal facility licenses to certain persons; removing requirement to consider additional information when considering criminal histories of business license applicants; clarifying manner by which the Authority may seek administrative action against applicants or licensees; modifying exemption to certain compliance requirement; requiring medical marijuana research facility, education facility and waste disposal facility licensees to pay licensure fees prior to receiving license; providing late renewal fee for reinstatement of licenses; making fee nonrefundable; prohibiting reinstatement of certain expired licenses; prohibiting medical marijuana businesses, medical marijuana research facilities, education facilities and waste disposal facilities from operating without a valid, unexpired license; providing for the issuance of transporter licenses to certain entities; providing construing provision; providing for the issuance of medical marijuana wholesaler licenses; modifying certain transporter and wholesaler requirements for contracting with other businesses, security, seed-to-sale tracking and warehousing products; deleting certain transporting requirements; prohibiting delivery to certain locations; reducing transporter agent license fee; providing for the reprint of licenses without charge; stating fee for subsequent license reprints; modifying and deleting certain qualifications for issuing transporter agent registry identification cards; deleting certain inventory manifest prohibition; increasing amount of time inventory manifests and logs shall be maintained; clarifying authorization of the Authority to develop certain practices and methods; removing requirement that prohibits indirect beneficial owners from owning a laboratory; narrowing scope of testing laboratory licenses; allowing laboratory licensees to conduct certain research; requiring laboratory licensees to comply with application requirements; authorizing testing laboratories to accept samples from licensed medical marijuana research facilities and education facilities; allowing the testing of product to be conducted at testing laboratories for quality assurance purposes; directing the Authority to develop standards and policies for validation procedures; specifying type of batches and samples that must be identified and tracked by an inventory tracking system; providing for the immediate recall of certain products; increasing amount of time required for testing laboratories to retain test results; removing test batch weight limitation; removing harvest batch and production batch weight limitations; directing the Authority to establish regulations for determining batch sizes; increasing number of inspections required for testing laboratories after licensure; authorizing investigations and additional inspections under certain circumstances; modifying certain date; authorizing commercial growers to transfer certain product to processors under certain conditions; directing the Authority to establish process validation requirements; deleting and modifying certain labeling and packaging requirements; making payment of research license and education license fees annual; clarifying application process requirements for medical marijuana education facility licenses; authorizing revocation of licenses for violations of applicable laws, rules and regulations; specifying the type of records and information that are considered confidential and exempt from the Oklahoma Open Records Act; authorizing the Authority to share certain information with the Oklahoma Tax Commission; modifying name of entity that recommends rules to the Executive Director of the Authority; authorizing the Authority to appoint additional members to the Medical Marijuana Advisory Council; authorizing the Authority to tag or mark medical marijuana, medical marijuana concentrate and medical marijuana product

under certain conditions; authorizing the Authority to embargo medical marijuana, medical marijuana concentrate and medical marijuana product; making the removal or disposal of embargoed medical marijuana, medical marijuana concentrate and medical marijuana product without permission unlawful; allowing the Executive Director of the Authority to institute actions in district court for the condemnation and destruction of embargoed medical marijuana, medical marijuana concentrate and medical marijuana product that fails to meet certain requirements; providing for the removal of embargo after certain determination by the Executive Director; providing exemption from liability; providing for the destruction of medical marijuana, medical marijuana concentrate and medical marijuana product upon findings made by the court; requiring expenses associated with destruction, court costs and fees to be paid by owner or defendant; authorizing courts to order delivery of medical marijuana, medical marijuana concentrate and medical marijuana product to owner or defendant under certain circumstances; directing expenses for supervision be paid to the Authority by certain person; amending Sections 2, 3 and 4, Chapter 337, O.S.L. 2019 (63 O.S. Supp. 2020, Sections 428.1, 429 and 430), which relate to the Oklahoma Medical Marijuana Waste Management Act; modifying scope of certain definitions; authorizing the destruction of marijuana roots and stalks; deleting documentation requirements for entities that engage in the disposal of medical marijuana waste; removing requirement for entities to maintain disposal records for certain period of time; providing for the unlimited issuance of medical marijuana waste disposal licenses; clarifying manner by which distance requirements shall be measured for waste disposal facilities; removing alternative financial assurance option; providing for the annual issuance of permits; directing deposits into different fund; updating statutory citations; clarifying language; authorizing contract between State Department of Health and Oklahoma Tax Commission related to administration of tax on medical marijuana; providing for collection of tax, penalty and interest amounts; providing for administrative fee; providing for deposit of fee revenues; amending 68 O.S. 2011, Section 2358, as last amended by Section 5, Chapter 201, O.S.L. 2019 (68 O.S. Supp. 2020, Section 2358), which relates to Oklahoma taxable income and Oklahoma adjusted gross income; providing for inapplicability of designated section of the Internal Revenue Code of 1986, as amended, with respect to Oklahoma income tax returns; providing for deductibility of ordinary and necessary business expenses for business entities holding certain licenses; providing for codification; and declaring an emergency.

HB 2011 – By Townley, Hill and Lawson of the House and Haste of the Senate.

[children - exceptions to requirement for parental consent in adoption - effective date]

HB 2040 – By McCall of the House and Leewright of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 2011, Section 1357, as last amended by Section 1, Chapter 241, O.S.L. 2019 (68 O.S. Supp. 2020, Section 1357), which relates to sales tax exemptions; providing for sales tax exemption with respect to certain equipment used for broadband access; providing exemption administered as rebate; defining term; requiring net increase in number of customers; prescribing requirements related to purchase of equipment; prescribing maximum total rebate amounts per year; providing for reserved rebate pool amounts based upon county population density; providing for computation of rebate amounts; providing for allocation formula with respect to rebate claims filed for certain period of time; providing for implementation of allocation

formula based on recommendations of Rural Broadband Expansion Council; providing for termination of exemption based upon absence of formula; prescribing procedures with respect to filing of claims; requiring forms; requiring documentation; requiring Oklahoma Department of Commerce to prepare report; prescribing content of report; requiring filing of report with Governor, Speaker of the Oklahoma House of Representatives and President Pro Tempore of the Oklahoma State Senate; requiring website posting; providing for codification; providing an effective date; and declaring an emergency.

HB 2041 – By McCall, Wallace, Echols, Lowe (Dick), Davis, Osburn, Marti, McDugle, Sneed, Dempsey, Sims, ODonnell, Bashore, Russ, Williams and Hill of the House and Daniels of the Senate.

An Act relating to revenue and taxation; providing income tax credit for individuals; prescribing method for computation of tax credit; prescribing method for computation of tax credit for part-year residents or nonresidents; prohibiting use of credit to reduce tax liability to less than designated amount; amending 68 O.S. 2011, Section 2357.43, as amended by Section 1, Chapter 341, O.S.L. 2016 (68 O.S. Supp. 2020, Section 2357.43), which relates to earned income tax credits; providing for refundability of tax credits; amending 68 O.S. 2011, Section 2358, as last amended by Section 5, Chapter 201, O.S.L. 2019 (68 O.S. Supp. 2020, Section 2358), which relates to computations of taxable income; modifying personal exemptions; providing for elimination of personal exemption based on filing status and federal adjusted gross income; providing for codification; and providing an effective date.

HB 2055 – By McCall and ODonnell of the House and Taylor of the Senate.

An Act relating to trespass; amending 21 O.S. 2011, Sections 1835, 1835.1 and 1835.2, as last amended by Section 1, Chapter 185, O.S.L. 2018 (21 O.S. Supp. 2020, Section 1835.2), which relate to trespass; allowing parties to recover certain nominal damages; and providing an effective date.

HB 2079 – By McCall of the House and Quinn of the Senate.

An Act relating to transportation; establishing the Rural Economic Transportation Reliability and Optimization Fund; describing type and contents of fund; requiring monies appropriated to the fund shall not decrease, supplant or replace certain state transportation funding; requiring State Board of Equalization to make certain examination and investigation; requiring Board issue certain report and finding at certain meeting; detailing events if certain finding is made; stating purpose of the fund; defining term; requiring certain confirmation of the relationship in increased traffic volume with economic development; providing for utilization of fund proceeds; providing for codification; and providing an effective date.

HB 2083 – By McCall, ODonnell, Wallace, Davis, Lowe (Dick), Osburn, Marti, McDugle, Sneed, Dempsey, Sims, Bashore, Williams, Russ, Hill and Dills of the House and Daniels of the Senate.

An Act relating to revenue and taxation; providing for deduction from taxable income computed pursuant to Oklahoma Income Tax Code; specifying amount of deduction; specifying taxable years for which deduction is authorized; stating legislative intent with

respect to corporate income tax revenue; providing for noncodification; providing for codification; and providing an effective date.

HB 2086 – By McCall and ODonnell of the House and Taylor of the Senate.

An Act relating to public finance; amending 62 O.S. 2011, Section 34.6, as last amended by Section 1, Chapter 14, O.S.L. 2020 (62 O.S. Supp. 2020, Section 34.6), which relates to the powers and duties of the Director of the Office of Management and Enterprise Services; ensuring state agencies are charged no more than actual cost of certain services provided; providing exceptions; authorizing settlement of disputes; defining term; and providing an effective date.

HB 2122 – By McEntire of the House and Coleman of the Senate.

An Act relating to alcoholic beverages; enacting the Oklahoma Cocktails To Go Act of 2021; defining terms; providing requirements for cocktails, mixed drinks or single-serve wine to be transferred and sold for off-premises consumption; prohibiting third-party deliveries; requiring employees delivering alcoholic drinks to comply with executive orders; prohibiting certain actions; providing that licensees authorized to deliver cocktails, mixed drinks or single-serve wine by this act are responsible for violations of any alcoholic beverage law or rule of the Alcoholic Beverage Laws Enforcement Commission, municipal ordinance or administrative rule; providing authorization only to holders of an Oklahoma mixed beverage license or caterer license; providing this act shall be repealed one year after taking effect; providing for codification; providing an effective date; and declaring an emergency.

HB 2234 – By Hilbert, Roberts (Dustin), Hill, Frix, Fetgatter, Marti, Moore, Pae, Davis, Boles, Burns, Talley, Manger and Humphrey of the House and Taylor and Rader of the Senate.

An Act relating to revenue and taxation; enacting the Driving on Road Infrastructure with Vehicles of Electricity (DRIVE) Act of 2021; defining terms; stating purpose of tax pursuant to Section 19 of Article X of the Oklahoma Constitution; imposing tax levy on certain transfer of electric power to electric vehicles; providing for rate of tax; providing for first date of tax levy; restricting imposition of tax on certain fees or charges; providing exemption from tax on charging electric vehicles at certain locations; requiring charging stations to make certain disclosures; prescribing requirements related to remittance of tax; imposing due date; requiring separate statement of tax on billing or invoices; providing exemption from tax for certain charging stations; providing for apportionment of revenue to the Driving on Road Infrastructure with Vehicles of Electricity (DRIVE) Revolving Fund; requiring registration of charging stations; imposing time limit for registration; imposing requirements for metering systems; authorizing Oklahoma Tax Commission to make inspections of charging stations; prescribing penalty for failure to remit tax; providing for inspections by Oklahoma Corporation Commission; authorizing administrative rules; providing for penalties; providing for apportionment of penalty amounts; providing for income tax credit for electric vehicle charging taxes paid for electric vehicle; imposing limit on credit amount based on registration fees paid; prohibiting use of credit to reduce tax liability amount to less than zero; providing for carryover; providing for additional vehicle registration fees for electric vehicles; providing for computation of registration fee

amounts; providing for apportionment of fee revenues; creating the Driving on Road Infrastructure with Vehicles of Electricity (DRIVE) Revolving Fund; providing for apportionment of revenues to fund; providing for expenditure of funds; amending 47 O.S. 2011, Section 1141.1, as amended by Section 4, Chapter 158, O.S.L. 2012 (47 O.S. Supp. 2020, Section 1141.1), which relates to motor license agents; providing for retention of certain amount with respect to electric vehicles; amending 68 O.S. 2011, Section 1355, as last amended by Section 1, Chapter 356, O.S.L. 2017 (68 O.S. Supp. 2020, Section 1355), which relates to payment of taxes in lieu of sales tax; providing tax on electricity transfers in lieu of state and local sales tax; providing for codification; and providing an effective date.

HB 2235 – By May of the House and Quinn of the Senate.

An Act relating to the state fire marshal; amending 74 O.S. 2011, Sections 324.1, as amended by Section 1, Chapter 268, O.S.L. 2012, 324.2, as amended by Section 17, Chapter 111, O.S.L. 2013 and 324.4 (74 O.S. Supp. 2020, Sections 324.1 and 324.2), which relate to the State Fire Marshal Commission; modifying appointment to Commission; modifying selection of chair of Commission; modifying appointment of State Fire Marshal; authorizing hiring of Assistant State Fire Marshal; and modifying qualifications of Assistant State Fire Marshal.

HB 2293 – By Roberts (Dustin) of the House and Paxton of the Senate.

An Act relating to the Teachers' Retirement System of Oklahoma; amending 70 O.S. 2011, Section 17-108, which relates to contributions; modifying provisions related to computation of certain employer contributions; and specifying treatment of contributions with respect to nonfederal source of funds.

HB 2318 – By Lawson of the House and Garvin of the Senate.

[children - modifying standard for termination of parental rights - effective date]

HB 2324 – By Frix, Boatman and Sneed of the House and Pemberton of the Senate.

[ad valorem taxes - creating the Tax Collection Modernization Act - effective date]

HB 2336 – By Steagall, Davis, Stark and Conley of the House and Standridge of the Senate.

[crimes and punishments - removing ability of Governor to restrict certain activities during state of emergency - effective date]

HB 2337 – By Steagall and Kendrix of the House and Dahm of the Senate.

[public health and safety - emergency powers of the Governor - effective date]

HB 2363 – By Burns, West (Josh), Mize and Cornwell of the House and Jett of the Senate.

An Act relating to charitable organizations; creating disclosure requirements for solicitation materials; amending 18 O.S. 2011, Section 552.3, as amended by Section 1, Chapter 4, O.S.L. 2013 (18 O.S. Supp. 2020, Section 552.3), which relates to registration; modifying required information; amending 18 O.S. 2011, Section 552.14a, which relates to

violations of the Oklahoma Solicitation of Charitable Contributions Act; adding certain violation; updating references; providing for codification; and providing an effective date.

HB 2403 – By Russ of the House and Quinn of the Senate.

An Act relating to licenses and certificates; amending 36 O.S. 2011, Section 617, which relates to insurance certificates; requiring inactivation of license for failure to qualify for renewal; imposing reinstatement fee; allowing termination of license after certain time period; providing exemption; amending 36 O.S. 2011, Section 618, which relates to mandatory revocation or suspension; requiring inactivation of license for failure to qualify for renewal; imposing reinstatement fee; allowing termination of license after certain time period; providing exemption; amending 36 O.S. 2011, Section 619, which relates to revocation or suspension of insurance certificate; requiring inactivation of certificate for failure to qualify for renewal; imposing reinstatement fee; allowing termination of certificate after certain time period; providing exemption; amending 36 O.S. 2011, Sections 1435.13, as amended by Section 3, Chapter 294, O.S.L. 2019 and 1435.29, as amended by Section 7, Chapter 11, O.S.L. 2012 (36 O.S. Supp. 2020, Sections 1435.13 and 1435.29), which relate to the Oklahoma Producer Licensing Act; requiring inactivation of license for failure to qualify for renewal; imposing reinstatement fee; allowing termination of license after certain time period; providing exemption; providing continuing education exemption; amending 36 O.S. 2011, Section 2727.1, which relates to fraternal benefit societies; requiring inactivation of license for failure to qualify for renewal; imposing reinstatement fee; allowing termination of license after certain time period; providing exemption; amending 36 O.S. 2011, Section 4055.4, which relates to the Viatical Settlements Act of 2008; requiring inactivation of license for failure to qualify for renewal; imposing reinstatement fee; allowing termination of license after certain time period; providing exemption; amending 36 O.S. 2011, Sections 6217, as last amended by Section 14, Chapter 269, O.S.L. 2013 and 6220, as last amended by Section 10, Chapter 294, O.S.L. 2019 (36 O.S. Supp. 2020, Sections 6217 and 6220), which relate to the Insurance Adjusters Licensing Act; providing continuing education exemption; requiring inactivation of license for failure to qualify for renewal; imposing reinstatement fee; allowing termination of license after certain time period; providing exemption; amending 36 O.S. 2011, Sections 6560 and 6561, which relate to the Hospital and Medical Services Utilization Review Act; requiring inactivation of license for failure to qualify for renewal; imposing reinstatement fee; allowing termination of license after certain time period; providing exemption; amending 59 O.S. 2011, Sections 1304, as amended by Section 1, Chapter 150, O.S.L. 2013, 1308.1, as amended by Section 1, Chapter 259, O.S.L. 2019 and 1309, as last amended by Section 3, Chapter 110, O.S.L. 2015 (59 O.S. Supp. 2020, Sections 1304, 1308.1 and 1309), which relate to bail bondsmen; requiring inactivation of license for failure to qualify for renewal; imposing reinstatement fee; allowing termination of license after certain time period; providing exemption; providing continuing education exemption; eliminating automatic expiration; and providing an effective date.

HB 2423 – By Nichols, Lawson and Moore of the House and Montgomery of the Senate.

[cities and towns - providing that any fees, penalties and abatement costs imposed against property for violations of a municipality's housing and building codes may be

enforced in rem as a lien - providing notice requirements needed prior to a judicial in rem foreclosure - effective date]

HB 2508 – By Kannady and Steagall of the House and Simpson of the Senate.

An Act relating to state military forces; amending 44 O.S. 2011, Sections 24, 25, as amended by Section 153, Chapter 304, O.S.L. 2012 and 26, as last amended by Section 1, Chapter 142, O.S.L. 2020 (44 O.S. Supp. 2020, Sections 25 and 26), which relate to the Adjutant General; modifying eligibility criteria for Adjutant General; authorizing appointment of Assistant Adjutants General; requiring consideration of recommended staffing numbers in appointments; allowing delegation of specific command or supervisory authority; requiring delegation in writing; permitting delegation of authority to staff officers; authorizing temporary delegation of authority in writing; directing development of a chain of command organizational chart; prescribing contents of chart and frequency of updates; requiring development of a rating scheme for certain billets; amending 44 O.S. 2011, Section 72, which relates to state duty orders; modifying circumstances for Governor to order state active duty; amending 44 O.S. 2011, Section 208.1, as amended by Section 1, Chapter 70, O.S.L. 2017 (44 O.S. Supp. 2020, Section 208.1), which relates to federal law adoption; adopting certain federal law as state law applicable to state military forces; amending 44 O.S. 2011, Section 209, as last amended by Section 1, Chapter 80, O.S.L. 2017 (44 O.S. Supp. 2020, Section 209), which relates to leaves of absence; establishing a leave of absence for certain employees of the state or a political subdivision; specifying circumstances and rules for the leave of absence; requiring employer to pay full regular pay for a set amount of time; prescribing payment of difference in pay for remaining time; establishing name for the type of leave category; amending 44 O.S. 2011, Section 212, as amended by Section 3, Chapter 408, O.S.L. 2019 (44 O.S. Supp. 2020, Section 212), which relates to liability of military members; modifying personal liability for military forces acting in the line of duty; amending 44 O.S. 2011, Section 229, which relates to jurisdiction; modifying location where balance of imprisonment occurs; amending Sections 5, 6, 10, 21, 26, 29, 32, 53, 55, 66, 81, 82, 90 and 193, Chapter 408, O.S.L. 2019 (44 O.S. Supp. 2020, Sections 801, 802, 806, 815, 820, 823, 826, 846, 848, 857, 866, 867, 874 and 937), which relate to the Oklahoma Uniform Code of Military Justice; updating terms; adding and deleting definitions; establishing subject matter jurisdiction for military offenses; directing designation of a State Judge Advocate; adding subsection headers; listing duties of judge advocates; providing for assignment of legal personnel; requiring State Judge Advocate to provide legal counsel; authorizing Governor or Adjutant General to delegate certain powers to a senior officer; allowing officer setting punishment to mitigate punishment at any time; specifying procedures and limitations for mitigation; permitting appeals for nonjudicial punishment; requiring certain designation to be in writing; providing for senior officer to oversee specified appeals; modifying who may convene special courts-martial; changing title from military judge to military trial judge for general and special courts-martial; excluding review by certain military trial judges; setting compensation for military trial judges; providing for military magistrates; specifying qualifications for military magistrates; barring certain persons from being military magistrates; permitting military magistrates to conduct appellate remands; setting duties for military magistrates; establishing compensation for military magistrates; authorizing certain proceedings to be conducted prior to referral; establishing process and limitations of

proceedings; promulgating regulations for military judges and magistrates conducting proceedings; prohibiting military magistrate from issuing certain warrants or court orders; modifying definition of judicial officer to include military magistrate; limiting dismissal approval powers only for the Adjutant General; providing for applicability of the parole system to certain persons confined by state military forces; barring certain persons from nomination to the Military Court of Appeals; excluding record review by certain members of the Military Court of Appeals; declaring inapplicability of certain criminal procedure in court-martial proceedings; providing for conflicting provisions of law; requiring either oral or written explanation of certain sections of the Oklahoma Uniform Code of Military Justice; modifying procedures for explanation; permitting electronic or online access of the Code; prohibiting certain public entities from disclosing information about an investigation; providing an exception; prescribing punishment upon conviction; amending 51 O.S. 2011, Section 6, as last amended by Section 17, Chapter 304, O.S.L. 2018 (51 O.S. Supp. 2020, Section 6), which relates to dual officeholding; providing exception for state employees serving as military trial judges or appellate military judges; requiring eligibility for military judicial leave; amending 51 O.S. 2011, Sections 152, as last amended by Section 1, Chapter 233, O.S.L. 2018 and 155, as last amended by Section 3, Chapter 273, O.S.L. 2016 (51 O.S. Supp. 2020, Sections 152 and 155), which relate to The Governmental Tort Claims Act; establishing certain members of the state military forces as state employees; defining terms; limiting liability for activities of state military forces on state active duty; amending 72 O.S. 2011, Section 48, as last amended by Section 2, Chapter 80, O.S.L. 2017 (72 O.S. Supp. 2020, Section 48), which relates to leaves of absence; modifying leave of absence procedures; requiring payment of difference in full salary pay and military base pay; excluding untaxed military allowances and entitlements from computation; defining terms; amending 75 O.S. 2011, Section 251, as last amended by Section 215, Chapter 408, O.S.L. 2019 (75 O.S. Supp. 2020, Section 251), which relates to the Administrative Procedures Act; modifying date to commence publication of military publications; providing for codification; and declaring an emergency.

HB 2511 – By Kannady of the House and Howard of the Senate.

An Act relating to tobacco and vapor products; requiring vapor product manufacturers to make a certain attestation to the Alcoholic Beverage Laws Enforcement Commission; providing for contents of the attestation; requiring notification of material changes to the attestation; requiring the ABLE Commission to develop, publish, and maintain a certain directory; prohibiting certain acts; providing for codification; and providing an effective date.

HB 2548 – By Stinson and Moore of the House and Howard of the Senate.

An Act relating to probate procedure; enacting the Uniform Power of Attorney Act; defining terms; providing that this act applies to all powers of attorney except specified instances; providing that a power of attorney is durable; providing power of attorney execution requirements; providing validity requirements for a power of attorney; providing meaning and effect of a power of attorney; providing for a nomination of guardian; providing relation of agent to court-appointed fiduciary; providing when a power of attorney is effective; providing for termination of power of attorney or an agent's authority; providing duties, authorities and requirements of coagents and successor agents; providing

for reimbursement and compensation of an agent; providing requirements for an agent's acceptance under a power of attorney; providing duties of an agent; providing for exoneration of an agent's duties with exemptions; providing requirements for who may petition the court to construe a power of attorney or review an agent's conduct and receive appropriate relief; providing for an agent's liability to principal and principal's successors; providing for acceptance and reliance upon an acknowledged power of attorney; providing liability for refusal to accept an acknowledged power of attorney; providing that unless displaced by this act the principles of law and equity apply; providing that this act does not supersede any other law applicable to financial institutions or other entities; providing that remedies under this act are not exclusive and do not abrogate any right or remedy under the law of this state; providing acts that an agent may do only if specifically granted the authority by the power of attorney; providing an agent with general authority except for specified acts; providing for incorporation of authority; providing an agent general authority to carry out specific acts; providing that language in a power of attorney granting general authority, unless otherwise provided, authorizes an agent to perform certain acts in respect to real property, tangible personal property, stocks, bonds, commodities and options, banks and other financial institutions, operation of an entity or business, insurance, annuities, estates, trusts and other beneficial interests, claims, litigation, personal and family maintenance, benefits from governmental programs or civil or military service, retirement plans, taxes, and gifts; providing a statutory power of attorney form; providing an agent's certification form; providing uniformity of application and construction to power of attorney; detailing the relationship between electronic signature requirement in this act and in the Electronic Signatures in Global and National Commerce Act; providing the effect on existing powers of attorney; repealing 58 O.S. 2011, Sections 1071, 1072, 1072.1, as amended by Section 6, Chapter 355, O.S.L. 2016, 1072.2, 1072.3, 1074, as amended by Section 1, Chapter 7, O.S.L. 2015, 1075, as amended by Section 2, Chapter 7, O.S.L. 2015, 1076 and 1077 (58 O.S. Supp. 2020, Sections 1072.1, 1074 and 1075), which relate to the Uniform Durable Power of Attorney Act; providing for codification; and providing an effective date.

HB 2646 – By Echols and Davis of the House and Taylor of the Senate.

An Act relating to medical marijuana; amending Section 1, State Question No. 788, Initiative Petition No. 412, as last amended by Section 44, Chapter 161, O.S.L. 2020 (63 O.S. Supp. 2020, Section 420), which relates to patient and caregiver licensing requirements; specifying measurements in grams; clarifying scope of certain offense; updating references to licensees; specifying biannual payment of application fees for patient licenses; providing for reprints of licenses; setting fee amount; providing for a three-day nonresident medical marijuana patient permit to any nonresident medical marijuana licensee; providing for medical marijuana dispensaries to issue a three-day nonresident medical marijuana patient permit; providing fee amount for a three-day nonresident medical marijuana patient permit; providing for the renewal of a three-day nonresident medical marijuana patient permit; providing that a holder of a three-day nonresident medical marijuana patient permit is authorized to obtain up to a three-day supply of medical marijuana; requiring the Oklahoma Medical Marijuana Authority to maintain and publish a list of states that authorize the use of medical marijuana; authorizing the State Department of Health to deny patient license applications; removing certain recordkeeping requirement;

specifying types of records the Department shall seal to protect privacy; updating statutory references; clarifying application requirements; amending Section 2, State Question No. 788, Initiative Petition No. 412 (63 O.S. Supp. 2020, Section 421), which relates to dispensary licensing requirements; updating language; increasing time limitation for reviewing dispensary license applications; authorizing the Department to deny dispensary license applications; deleting penalties for inaccurate reports and fraudulent sales; authorizing licensed dispensaries to sell pre-rolled marijuana; specifying types of products that can be used for pre-rolled marijuana; providing testing, packaging and labeling requirements; amending Section 3, State Question No. 788, Initiative Petition No. 412 (63 O.S. Supp. 2020, Section 422), which relates to commercial grower licensing requirements; increasing time limitation for reviewing commercial grower license applications; authorizing the Department to deny commercial grower license applications; authorizing licensed commercial growers to sell to other licensed commercial growers; deleting penalties for inaccurate reports and fraudulent sales; authorizing licensed commercial growers to sell pre-rolled marijuana; specifying types of products that can be used for pre-rolled marijuana; providing testing, packaging and labeling requirements; amending Section 4, State Question No. 788, Initiative Petition No. 412 (63 O.S. Supp. 2020, Section 423), which relates to medical marijuana processor licensing requirements; updating language; increasing time limitation for reviewing processor license applications; authorizing the Department to deny processor license applications; providing for twice-yearly inspections of processing operations; deleting penalties for inaccurate reports and fraudulent sales; specifying name of Council responsible for creating certain standards; amending Section 6, State Question No. 788, Initiative Petition No. 412, as last amended by Section 46, Chapter 161, O.S.L. 2020 (63 O.S. Supp. 2020, Section 425), which relates to protections for medical marijuana patient licensees; updating language; deleting certain definition; specifying manner by which distances between certain properties shall be measured; providing exceptions; specifying name of certain act; amending Section 7, State Question No. 788, Initiative Petition No. 412 (63 O.S. Supp. 2020, Section 426), which relates to the taxation of medical marijuana; updating language and name of state agency; authorizing the State Department of Health to use funds for drug and alcohol prevention; amending Section 4, Chapter 509, O.S.L. 2019 (63 O.S. Supp. 2020, Section 426.1), which relates to license revocations and hearings; deleting certain exception; updating language and statutory citations; modifying information the State Department of Health may share with law enforcement; providing for an online verification system; directing the Department to share list of marijuana-licensed premises with state agencies; directing marijuana-licensed businesses to submit certain documentation when requesting a change in location; amending Section 2, Chapter 11, O.S.L. 2019, as last amended by Section 48, Chapter 161, O.S.L. 2020, Section 3, Chapter 11, O.S.L. 2019, as amended by Section 6, Chapter 477, O.S.L. 2019, Section 4, Chapter 11, O.S.L. 2019, Section 6, Chapter 11, O.S.L. 2019, as amended by Section 7, Chapter 477, O.S.L. 2019, Section 7, Chapter 11, O.S.L. 2019, as amended by Section 5, Chapter 509, O.S.L. 2019, Section 9, Chapter 11, O.S.L. 2019, Section 10, Chapter 11, O.S.L. 2019, as amended by Section 2, Chapter 390, O.S.L. 2019, Section 11, Chapter 11, O.S.L. 2019, Section 13, Chapter 11, O.S.L. 2019, Section 14, Chapter 11, O.S.L. 2019, as last amended by Section 51, Chapter 161, O.S.L. 2020, Section 16, Chapter 11, O.S.L. 2019, Section 17, Chapter 11, O.S.L. 2019, as amended by Section 4, Chapter 312, O.S.L. 2019, Section 18, Chapter 11, O.S.L. 2019, Section 19, Chapter 11,

O.S.L. 2019, Section 20, Chapter 11, O.S.L. 2019, Section 22, Chapter 11, O.S.L. 2019 and Section 23, Chapter 11, O.S.L. 2019, as amended by Section 11, Chapter 477, O.S.L. 2019 (63 O.S. Supp. 2020, Sections 427.2, 427.3, 427.4, 427.6, 427.7, 427.9, 427.10, 427.11, 427.13, 427.14, 427.16, 427.17, 427.18, 427.19, 427.20, 427.22 and 427.23), which relate to the Oklahoma Medical Marijuana and Patient Protection Act; updating references to certain named act; modifying scope of certain definitions; deleting certain definitions; clarifying duties of the Oklahoma Medical Marijuana Authority; authorizing the Authority to establish fee schedule and collect fees; removing notice requirement for inspections; requiring medical marijuana business licensees to submit samples to a quality assurance laboratory under certain circumstances; allowing for on-site inspections and investigations of medical marijuana businesses and certain facilities; authorizing the State Department of Health to enter certain facilities; providing for postlicensure inspections; providing for additional inspections under certain circumstances; deleting notice provision; removing option for licensees to obtain legal representation prior to certain interview; providing for the suspension or revocation of licenses for nonpayment of penalties; establishing penalties for inaccurate or fraudulent reports; authorizing the issuance of written orders for alleged violations; specifying contents of written orders; authorizing the Department to impose disciplinary actions and monetary penalties; allowing licensees to request an administrative hearing; directing the Department to initiate administrative proceedings upon such request; authorizing the Department to issue certain emergency order without notice or hearing; requiring immediate compliance with provisions of the order; providing for the assessment of penalties; authorizing licensees to request a hearing; clarifying privacy requirements for handling records of patients and caregivers; deleting references to certain federal act; directing the Authority to protect patient and caregiver records and information; authorizing the Authority to contact recommending physicians of patient licensees; clarifying term of application fee for disabled veterans; expanding certain criminal and civil protections to podiatrists; directing the Department to immediately void licenses under certain circumstances; allowing patients to request the withdrawal of a caregiver license; providing for such withdrawal without the right to a hearing; requiring certain facilities to keep transaction records and utilize seed-to-sale tracking system; directing medical marijuana businesses and facilities that retain inventory tracking records to comply with state and federal privacy laws; deleting inventory tracking records retention requirement; clarifying term of application fee for medical marijuana businesses; directing license renewal applicants to comply with certain requirements; clarifying criteria provisions for licensees; requiring criminal history background checks for license renewal applicants; modifying certain identification document requirement; providing exemption from residency requirement for certain medical marijuana business license applicants; modifying list of identification documents necessary for licensure; providing for the denial of business license applications; providing for the denial of resubmitted applications under certain circumstances; prohibiting the issuance of research, education and waste disposal facility licenses to certain persons; removing directive to consider additional information about applicants with criminal history records; requesting licensees to provide certain information to the Authority; requiring medical marijuana research, education and waste disposal facility licensees to pay licensure fees prior to receiving license; establishing renewal fee for expired licenses; making late renewal fees nonrefundable; prohibiting the renewal of certain expired licenses; prohibiting medical marijuana businesses, research, education and

waste disposal facilities from operating without a valid, unexpired license; allowing certain licensed medical marijuana facilities to obtain medical marijuana transporter licenses; reducing fee amount of annual transporter agent license; establishing transporter agent license reprint fee; clarifying residency requirement; deleting certain inventory manifest requirement; extending time limitation for maintaining copies of inventory manifests and logs; modifying scope of duties related to the development of testing practices and research methods; providing restrictions on laboratory ownership and the employment of certain persons; removing mandate that prohibits indirect beneficial owners from owning a laboratory; allowing medical marijuana testing laboratories to conduct certain research; authorizing medical marijuana testing laboratories to accept samples from licensed research and education facilities; directing the Department to develop standards and policies for validation procedures and inventory tracking systems; prohibiting the testing of samples from certain businesses; directing the Department to develop standards and policies for the immediate recall of medical marijuana products; increasing time limitation for medical marijuana testing laboratories to retain test results; removing test-batch weight requirement; providing exception to harvest-batch weight limitation; increasing number of inspections required for medical marijuana testing laboratories; allowing for additional investigations and inspections of testing laboratories under certain circumstances; modifying accreditation requirements for testing laboratories; allowing licensed commercial growers to transfer certain product to licensed processors for decontamination or remediation; authorizing licensed commercial growers and licensed processors to transfer, sell or process medical marijuana and medical marijuana products upon achieving process validation; prohibiting the sale or transfer of kief; providing an exception; eliminating certain labeling requirement; clarifying terms of application fee for medical marijuana research license and medical marijuana education facility license; clarifying certain application process requirement for medical marijuana education facility license applicants; declaring all medical marijuana patient and caregiver records confidential and exempt from the Oklahoma Open Records Act; making certain records submitted to the Department confidential and exempt from the Oklahoma Open Records Act; authorizing the Department to share confidential information with other state agencies; modifying name of entity that recommends certain rules to the State Commissioner of Health; authorizing the Department to appoint additional members to the Medical Marijuana Advisory Council; specifying makeup of Council; authorizing the Department to tag or mark medical marijuana and medical marijuana product under certain conditions; authorizing the Department to embargo medical marijuana and medical marijuana product; making the removal or disposal of embargoed medical marijuana and medical marijuana product without permission unlawful; allowing the State Commissioner of Health to institute actions in district court for the condemnation and destruction of embargoed medical marijuana and medical marijuana product that fails to meet certain requirements; providing for the removal of embargo after certain determination by the Commissioner; providing exemption from liability; providing for the destruction of medical marijuana and medical marijuana product upon findings made by the court; requiring expenses associated with destruction, court costs and fees to be paid by owner or defendant; authorizing courts to order delivery of medical marijuana and medical marijuana product to owner or defendant under certain circumstances; directing expenses for supervision be paid to Commissioner by certain person; amending Sections 2, 3 and 4, Chapter 337, O.S.L. 2019 (63 O.S. Supp.

2020, Sections 428.1, 429 and 430), which relate to the Oklahoma Medical Marijuana Waste Management Act; updating name of act; modifying scope of certain definitions; authorizing the destruction of marijuana roots and stalks; deleting documentation requirements for entities that engage in the disposal of medical marijuana waste; deleting requirement to maintain disposal records; clarifying scope of certain prohibited act; specifying manner by which distance requirements shall be measured for waste disposal facilities; removing alternative options for liability insurance requirement; providing for annual permits; directing the deposit of license and permit fees into different revolving fund; providing for codification; and providing an effective date.

HB 2674 – By Echols of the House and Taylor of the Senate.

[Oklahoma Medical Marijuana Authority - transferring the Oklahoma Medical Marijuana Authority to the Alcoholic Beverage Laws Enforcement Commission - effective date]

HB 2687 – By Hasenbeck, Pittman and Stark of the House and Bergstrom of the Senate.

[public health - creating the No Patient Left Alone Act - effective date]

HB 2729 – By Pittman of the House and Hicks and Montgomery of the Senate.

[prisoner reentry - creating the Oklahoma Prisoner Reentry Pilot Program for certain inmates - providing for individualized reentry plans - effective date]

HB 2779 – By Pfeiffer of the House and Leewright of the Senate.

[rural electric cooperative easements - providing for use of certain easements for broadband service - authorizing Approved Broadband Providers to use rural electric cooperative Above Ground Easements for certain purposes - effective date]

HJR 1001 – By Fugate, Baker, Bashore, Bell, Bennett, Blancett, Boatman, Boles, Brewer, Burns, Bush, Caldwell (Chad), Caldwell (Trey), Conley, Cornwell, Crosswhite Hader, Cruz, Culver, Davis, Dempsey, Dills, Dobrinski, Dollens, Echols, Fetgatter, Ford, Frix, Gann, Goodwin, Grego, Hardin (David), Hardin (Tommy), Hasenbeck, Hilbert, Hill, Humphrey, Johns, Kannady, Kendrix, Kerbs, Lawson, Lepak, Lowe (Dick), Lowe (Jason), Luttrell, Manger, Marti, Martinez, May, McBride, McCall, McDugle, McEntire, Miller, Mize, Moore, Munson, Newton, Nichols, Nollan, ODonnell, Olsen, Osburn, Pae, Patzkowsky, Pfeiffer, Phillips, Pittman, Provenzano, Randleman, Ranson, Roberts (Dustin), Roberts (Eric), Roberts (Sean), Roe, Rosecrants, Russ, Sims, Smith, Sneed, Stark, Steagall, Stearman, Sterling, Stinson, Strom, Talley, Townley, Turner, Vancuren, Virgin, Waldron, Walke, Wallace, West (Josh), West (Kevin), West (Rick), West (Tammy), Williams, Wolfley and Worthen of the House and Montgomery of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 23 of Article X of the Constitution of the State of Oklahoma; modifying provisions related to maximum balance of the Constitutional Reserve Fund; providing for sources of revenue to be included or excluded from computation; providing ballot title; and directing filing.

The above-numbered measures were read the first time.

EXECUTIVE NOMINATIONS

The following executive nominations were read and referred to the committees indicated:

Berry Jr., William Lloyd, Sapulpa, as a member of the Oklahoma Turnpike Authority – District 3 – Transportation

Cardenas, Deanna, Edmond, as a member of the Oklahoma Arts Council - Education

Cardenas, Deanna, Edmond, as a member of the Oklahoma Arts Council - Education

Curtis, John R., Broken Arrow, as a member of the Oklahoma Mining Commission - Energy

Ellis, Jennifer, Medicine Park, as a member of the Oklahoma Employment Security Commission - Business, Commerce and Tourism

Hilliary, Dustin J., Lawton, as a member of the Oklahoma Employment Security Commission - Business, Commerce and Tourism

Hilliary, Jr., Edward E., Elgin, as a member of the State Board of Career and Technology Education - Education

Holt, Rachel C., Oklahoma City, as Executive Director of the Office of Juvenile Affairs – Health and Human Services

Johnson, Aaron, Bixby, as a member of the Oklahoma Employment Security Commission - Business, Commerce and Tourism

Justice, Ron G., Chickasha, as a member of the Oklahoma Water Resources Board - Energy

Kane, Jess M., Bartlesville, as a member of the Oklahoma Wildlife Conservation Commission - Agriculture and Wildlife

Keely, Michelle, Pawhuska, as a member of the Military Court of Appeals - Judiciary

Lagaly, Kent A., El Reno, as a member of the State Fire Marshal Commission - General Government

Lovelace, Dr. Larry, Oklahoma City, as a member of the Oklahoma State Athletic Commission - Business, Commerce and Tourism

Ming, Diane, Oklahoma City, as a member of the Board of Regents of the University of Science and Arts of Oklahoma - Education

Morris, Aaron, Ardmore, as a member of the State Board of Licensure for Professional Engineers and Land Surveyors - Business, Commerce and Tourism

Mueller, Scott R., Oklahoma City, as Cabinet Secretary of Commerce and Workforce Development - Business, Commerce and Tourism

Narvaez, Lawrence, Oklahoma City, as a member of the Oklahoma Board of Private Vocational Schools - Education

Raith, Nathan T., Inola, as a member of the Oklahoma State Board of Examiners for Long-Term Care Administrators - Health and Human Services

Raith, Nathan T., Inola, as a member of the Oklahoma State Board of Examiners for Long-Term Care Administrators - Health and Human Services

Smith, Emily A., Blair, as a member of the Oklahoma Tourism and Recreation Commission - Business, Commerce and Tourism

Walters, Ryan M., Edmond, as Cabinet Secretary of Education - Education

Webber Jr., Daniel G., Oklahoma City, as a member of the Military Court of Appeals - Judiciary

Webber Jr., Daniel G., Oklahoma City, as a member of the Military Court of Appeals - Judiciary

Weber, Dana S., Tulsa, as a member of the Oklahoma Turnpike Authority – District 4 - Transportation

White, Cynthia A., Yukon, as a member of the Oklahoma State Credit Union Board - Business, Commerce and Tourism

Wolff, Dr. Travis, Tulsa, as a member of the State Board of Health - Health and Human Services

REPORT OF ENGROSSED AND ENROLLED MEASURE

SR 9 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

Senator David moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, March 16, 2021, at 1:30 p.m., which motion prevailed.

SECOND READING

The following were read for the second time and referred to committee as indicated:

- HB 1001** – Agriculture and Wildlife
- HB 1006** – Health and Human Services
- HB 1007** – Judiciary
- HB 1008** – Judiciary
- HB 1010** – Health and Human Services then to Appropriations
- HB 1012** – Health and Human Services then to Appropriations
- HB 1015** – Public Safety
- HB 1018** – Education
- HB 1022** – Judiciary
- HB 1023** – Public Safety
- HB 1026** – Public Safety
- HB 1027** – Education
- HB 1028** – Judiciary
- HB 1029** – Business, Commerce and Tourism
- HB 1034** – Business, Commerce and Tourism
- HB 1036** – General Government
- HB 1043** – Public Safety
- HB 1044** – Transportation
- HB 1046** – Education
- HB 1058** – General Government
- HB 1059** – Public Safety
- HB 1060** – Finance then to Appropriations
- HB 1061** – Appropriations
- HB 1062** – Finance
- HB 1063** – General Government
- HB 1064** – General Government
- HB 1071** – Health and Human Services
- HB 1072** – Energy
- HB 1073** – Education
- HB 1074** – Health and Human Services
- HB 1075** – Business, Commerce and Tourism
- HB 1076** – Health and Human Services
- HB 1077** – Health and Human Services
- HB 1078** – Health and Human Services
- HB 1079** – Health and Human Services
- HB 1080** – Business, Commerce and Tourism

HB 1081 – Business, Commerce and Tourism
HB 1085 – Judiciary
HB 1086 – Judiciary
HB 1090 – Finance
HB 1093 – Energy
HB 1095 – Judiciary
HB 1098 – Business, Commerce and Tourism
HB 1104 – Education
HB 1121 – Appropriations
HB 1125 – Business, Commerce and Tourism
HB 1140 – Rules
HB 1147 – Business, Commerce and Tourism
HB 1148 – Business, Commerce and Tourism
HB 1150 – Business, Commerce and Tourism
HB 1151 – Judiciary
HB 1152 – Judiciary
HB 1153 – Business, Commerce and Tourism
HB 1376 – Business, Commerce and Tourism
HB 1566 – Finance then to Appropriations
HB 1567 – Public Safety then to Appropriations
HB 1568 – Education then to Appropriations
HB 1593 – Education then to Appropriations
HB 1598 – Education
HB 1630 – Public Safety
HB 1631 – Agriculture and Wildlife
HB 1632 – Judiciary
HB 1633 – Public Safety
HB 1638 – Health and Human Services
HB 1661 – Business, Commerce and Tourism
HB 1665 – Appropriations
HB 1667 – Public Safety
HB 1677 – Health and Human Services
HB 1681 – Business, Commerce and Tourism then to Appropriations
HB 1683 – Agriculture and Wildlife
HB 1687 – General Government
HB 1689 – Health and Human Services
HB 1690 – Judiciary
HB 1692 – Judiciary then to Appropriations
HB 1705 – Energy then to Appropriations
HB 1708 – Business, Commerce and Tourism then to Appropriations
HB 1709 – Health and Human Services
HB 1711 – Rules then to Appropriations
HB 1715 – Public Safety
HB 1739 – Health and Human Services then to Appropriations

HB 1740 – Health and Human Services
HB 1741 – Health and Human Services
HB 1747 – Public Safety then to Appropriations
HB 1748 – Business, Commerce and Tourism
HB 1749 – General Government
HB 1751 – Rules
HB 1752 – Rules
HB 1753 – Public Safety
HB 1767 – Rules
HB 1768 – Finance
HB 1771 – Finance
HB 1772 – Health and Human Services
HB 1773 – Education
HB 1775 – Education
HB 1776 – Public Safety then to Appropriations
HB 1777 – Public Safety
HB 1783 – Business, Commerce and Tourism then to Appropriations
HB 1784 – Health and Human Services
HB 1786 – Public Safety then to Appropriations
HB 1789 – General Government
HB 1791 – Health and Human Services then to Appropriations
HB 1793 – Rules
HB 1794 – Health and Human Services
HB 1796 – Education
HB 1797 – Health and Human Services
HB 1799 – Judiciary
HB 1801 – Education
HB 1807 – Business, Commerce and Tourism
HB 1815 – Energy
HB 1816 – General Government
HB 1817 – Business, Commerce and Tourism
HB 1818 – Business, Commerce and Tourism
HB 1821 – Education
HB 1822 – General Government
HB 1875 – Judiciary
HB 1876 – Judiciary
HB 1877 – Health and Human Services
HB 1878 – Business, Commerce and Tourism
HB 1880 – Judiciary then to Appropriations
HB 1891 – Business, Commerce and Tourism
HB 1892 – Public Safety then to Appropriations
HB 1896 – Health and Human Services
HB 1902 – Health and Human Services
HB 1904 – Health and Human Services

HB 1940 – Business, Commerce and Tourism
HB 1962 – Education
HB 1963 – Rules
HB 1964 – General Government
HB 1965 – General Government
HB 1967 – Public Safety
HB 1968 – Education
HB 1980 – Judiciary
HB 1990 – Finance then to Appropriations
HB 1991 – Appropriations
HB 1992 – Judiciary then to Appropriations
HB 2006 – Health and Human Services then to Appropriations
HB 2007 – Business, Commerce and Tourism
HB 2009 – Health and Human Services
HB 2022 – Business, Commerce and Tourism
HB 2023 – Business, Commerce and Tourism
HB 2026 – Judiciary
HB 2027 – Public Safety
HB 2028 – Energy
HB 2029 – Energy
HB 2030 – Education then to Appropriations
HB 2056 – Finance
HB 2074 – Education
HB 2078 – Education then to Appropriations
HB 2080 – Appropriations
HB 2085 – General Government
HB 2095 – Judiciary
HB 2119 – Health and Human Services then to Appropriations
HB 2121 – Health and Human Services
HB 2123 – Retirement and Insurance then to Appropriations
HB 2124 – Retirement and Insurance
HB 2172 – Finance then to Appropriations
HB 2173 – Rules
HB 2174 – Transportation then to Appropriations
HB 2178 – Finance then to Appropriations
HB 2180 – Finance
HB 2182 – Public Safety
HB 2183 – Public Safety
HB 2184 – Transportation
HB 2185 – General Government
HB 2202 – Finance then to Appropriations
HB 2223 – Education
HB 2225 – General Government
HB 2226 – Judiciary

HB 2228 – Judiciary
HB 2229 – Judiciary
HB 2230 – Energy
HB 2271 – Public Safety
HB 2275 – Judiciary
HB 2277 – Business, Commerce and Tourism
HB 2278 – Retirement and Insurance
HB 2294 – General Government then to Appropriations
HB 2296 – Energy
HB 2297 – Finance then to Appropriations
HB 2311 – Judiciary
HB 2312 – Judiciary
HB 2313 – Health and Human Services
HB 2316 – Health and Human Services
HB 2317 – Health and Human Services then to Appropriations
HB 2319 – Public Safety then to Appropriations
HB 2323 – Retirement and Insurance
HB 2325 – Transportation
HB 2326 – Judiciary
HB 2327 – Health and Human Services
HB 2330 – Energy
HB 2331 – General Government
HB 2351 – Judiciary
HB 2352 – Judiciary
HB 2360 – General Government
HB 2362 – Finance
HB 2364 – Agriculture and Wildlife
HB 2367 – Judiciary
HB 2374 – Veterans and Military Affairs then to Appropriations
HB 2375 – Finance then to Appropriations
HB 2381 – Education then to Appropriations
HB 2382 – Finance then to Appropriations
HB 2388 – Education
HB 2396 – Education
HB 2399 – Education then to Appropriations
HB 2402 – General Government
HB 2457 – Retirement and Insurance
HB 2458 – Retirement and Insurance
HB 2462 – Education then to Appropriations
HB 2463 – General Government
HB 2465 – Public Safety
HB 2467 – Agriculture and Wildlife
HB 2471 – Agriculture and Wildlife
HB 2476 – Finance then to Appropriations

HB 2499 – Retirement and Insurance
HB 2501 – Judiciary
HB 2506 – General Government
HB 2509 – Judiciary
HB 2510 – Appropriations
HB 2545 – Veterans and Military Affairs
HB 2564 – Rules
HB 2565 – Judiciary
HB 2567 – Public Safety then to Appropriations
HB 2568 – Business, Commerce and Tourism
HB 2648 – Judiciary
HB 2656 – Health and Human Services
HB 2662 – Education then to Appropriations
HB 2666 – Public Safety then to Appropriations
HB 2676 – Health and Human Services
HB 2677 – Health and Human Services
HB 2678 – Retirement and Insurance
HB 2680 – Health and Human Services
HB 2689 – Judiciary then to Appropriations
HB 2726 – Business, Commerce and Tourism
HB 2744 – Finance then to Appropriations
HB 2748 – Education
HB 2749 – Education then to Appropriations
HB 2750 – Education
HB 2770 – Judiciary
HB 2773 – Public Safety
HB 2775 – Finance
HB 2778 – Judiciary
HB 2780 – Finance then to Appropriations
HB 2809 – Retirement and Insurance
HB 2860 – Appropriations
HB 2861 – General Government
HB 2862 – General Government
HB 2863 – General Government then to Appropriations
HB 2866 – Appropriations
HB 2873 – Business, Commerce and Tourism
HB 2874 – Appropriations
HB 2877 – Public Safety then to Appropriations
HB 2880 – Finance then to Appropriations
HB 2889 – Direct To Calendar
HB 2932 – Rules
HB 2939 – Rules

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

SR 9 - Coauthored by Senator Hamilton

Coauthored by Senator Bergstrom

Coauthored by Senator Jett

Coauthored by Senator Stephens

HB 1032 - Coauthored by Representative Roberts (Eric)

Coauthored by Representative Rosecrants

HB 1788 - Coauthored by Representative Caldwell (Chad)

HB 2041 - Coauthored by Representative Dills

HB 2441 - Coauthored by Representative Kendrix

HB 2693 - Coauthored by Senator Kidd

Pursuant to the David motion, the Senate adjourned at 2:10 p.m. to meet Tuesday, March 16, 2021, at 1:30 p.m.