

HB1317_L.001

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on State, Veterans, & Military Affairs.

HB13-1317 be amended as follows:

- 1 Amend printed bill, page 8, after line 1, insert:
 - 2 "(11) "MARIJUANA PRODUCTS" HAS THE SAME MEANING AS
 - 3 DEFINED IN SECTION 16 (2) (k) OF ARTICLE XVIII OF THE STATE
 - 4 CONSTITUTION."
- 5 Renumber succeeding subsections accordingly.
- 6 Page 9, after line 5, insert:
 - 7 "(21) "SALE" OR "SELL" INCLUDES TO EXCHANGE, BARTER, OR
 - 8 TRAFFIC IN, TO SOLICIT OR RECEIVE AND ORDER EXCEPT THROUGH A
 - 9 LICENSEE LICENSED UNDER THIS ARTICLE, TO DELIVER FOR VALUE IN ANY
 - 10 WAY OTHER THAN GRATUITOUSLY, TO PEDDLE OR POSSESS WITH INTENT
 - 11 TO SELL, OR TO TRAFFIC IN FOR ANY CONSIDERATION PROMISED OR
 - 12 OBTAINED DIRECTLY OR INDIRECTLY."
- 13 Renumber succeeding subsections accordingly.
- 14 Page 9, line 18, after "2012," insert "HAS PAID ALL APPLICABLE LICENSING
- 15 FEES,".
- 16 Page 9, line 23, after the first "LICENSE" insert "ISSUED PURSUANT TO PART
- 17 4 OF ARTICLE 43.3 OF THIS TITLE,".
- 18 Page 10, line 3, after "DAYS" insert "FROM THE EFFECTIVE DATE OF THE
- 19 LICENSE".
- 20 Page 10, line 5, after "GRANTED," insert "ON THE EFFECTIVE DATE OF THE
- 21 LICENSE".
- 22 Page10, line 15, strike "IS" and substitute "BECOMES EFFECTIVE,".
- 23 Page10, line 16, strike "GRANTED,".
- 24 Page 10, line 17, strike "INVENTORY UPON" and substitute "INVENTORY.".
- 25 Page 10, strike line18.



- 1 Page 10, line 26, strike "SUBSECTION (3)" and substitute "SUBPARAGRAPH
2 (III)".
- 3 Page 11, line 10, strike "RETAIL" and strike "LICENSE".
- 4 Page 11, strike lines 18 through 22.
- 5 Page 16, line 26, strike "PANEL;" and substitute "PANEL FOR EDIBLE
6 PRODUCTS;".
- 7 Page 26, line 10, strike "WITH A".
- 8 Page 26, line 11, strike "TAXING AGENCY".
- 9 Page 26, line 12, after "DUE", insert "THE DEPARTMENT OF REVENUE".
- 10 Page 32, strike lines 7 through 13.
- 11 Renumber succeeding subsections accordingly.
- 12 Page 32, line 16, strike "OFFICER, MANAGER, OR EMPLOYEE" and
13 substitute "OFFICER OR MANAGER".
- 14 Page 32, line 17, strike "WORKING AT,".
- 15 Page 32, line 18, strike "BEING ASSOCIATED" and substitute
16 "ASSOCIATING".
- 17 Page 34, line 14, strike "THIRTY DAYS" and substitute "AND RECEIVE
18 APPROVAL".
- 19 Page 34, line 25, strike "HIS OR HER" and substitute "THE".
- 20 Page 34, line 27, after "THE" insert "STATE AND".
- 21 Page 35, line 6, strike "STATE LICENSING" and substitute "LOCAL
22 JURISDICTION".
- 23 Page 35, line 7, strike "AUTHORITY".



- 1 Page 36, strike lines 19 through 24 and substitute:
- 2 "(b) THE STATE LICENSING AUTHORITY MAY ADMINISTRATIVELY
3 CONTINUE THE LICENSE AND ACCEPT A LATER APPLICATION FOR RENEWAL
4 OF A LICENSE AT THE DISCRETION OF THE STATE LICENSING AUTHORITY."
- 5 Page 39, line 22, after "MARIJUANA", insert "STORE" and strike "AFFIXED"
6 and substitute "PROVIDED".
- 7 Page 39, strike line 23 and substitute "ANY EXCISE TAX DUE, PURSUANT TO
8 ARTICLE 28.8 OF TITLE 39, C.R.S., WAS PAID."
- 9 Page 40, line 1, strike "CONTRACT" and substitute "TRANSACT".
- 10 Page 40, line 4, strike "A RETAIL".
- 11 Page 40, strike lines 5 through 8.
- 12 Page 40, line 12, strike "NONRESIDENT" and substitute "PERSON WHO DOES
13 NOT HAVE A VALID IDENTIFICATION CARD SHOWING THAT THE PERSON IS
14 A RESIDENT".
- 15 Page 41, line 26, after "DUE", insert "IN ACCORDANCE WITH ARTICLE 28.8
16 OF ARTICLE 39, C.R.S.,".
- 17 Page 42, line 4, strike "AFFIX" and substitute "PROVIDE".
- 18 Page 42, line 5, strike "MARIJUANA." insert "MARIJUANA DUE PURSUANT
19 TO ARTICLE 28.8 OF TITLE 39, C.R.S."
- 20 Page 42, line 23, after "MARIJUANA" insert "PRODUCTS MANUFACTURER"
21 and strike "AFFIXED" and substitute "PROVIDED".
- 22 Page 42, strike line 24 and substitute: "EVIDENCE THAT ANY EXCISE TAX
23 DUE PURSUANT TO ARTICLE 28.8 OF TITLE 39, C.R.S., WAS PAID."
- 24 Page 44, line 24, after "CENTER," insert "A LICENSED OPTIONAL PREMISE
25 CULTIVATION OPERATION,".
- 26 Page 45, line 1, after "CENTER," insert "A LICENSED OPTIONAL PREMISE
27 CULTIVATION OPERATION,".



- 1 Page 48, line 6, after "PURPOSES;" insert "AND".
- 2 Page 48, line10, strike "ACCURACY; AND" and substitute "ACCURACY."
- 3 Page 48, strike line 11 through 15.
- 4 Page 51, strike line 27 and substitute:
- 5 "(6) A DISTRICT ATTORNEY SHALL NOTIFY THE STATE LICENSING
6 AUTHORITY IF IT BEGINS INVESTIGATING A RETAIL MARIJUANA
7 ESTABLISHMENT. IF THE STATE LICENSING AUTHORITY HAS RECEIVED
8 NOTIFICATION FROM A DISTRICT ATTORNEY THAT AN INVESTIGATION IS
9 BEING CONDUCTED, THE STATE LICENSING AUTHORITY SHALL NOT
10 DESTROY ANY MARIJUANA OR MARIJUANA PRODUCTS FROM THE RETAIL
11 MARIJUANA ESTABLISHMENT UNTIL THE DESTRUCTION IS APPROVED BY
12 THE DISTRICT ATTORNEY."
- 13 Page 52, strike lines 1 through 7.
- 14 Page 54, line 25, strike "THE LAWFUL EXCISE TAX." and substitute "ALL
15 TAXES, INTEREST, OR PENALTIES DUE."
- 16 Page 56, after line 22, insert:
- 17 "SECTION 5. In Colorado Revised Statutes, **amend** 16-2.5-124.5
18 as follows:
- 19 **16-2.5-124.5. Director of marijuana enforcement and medical**
20 **marijuana enforcement INVESTIGATOR.** THE DIRECTOR OF THE
21 MARIJUANA ENFORCEMENT DIVISION OR A **medical** marijuana enforcement
22 investigator is a peace officer while engaged in the performance of his or
23 her duties and while acting under proper orders or rules pursuant to article
24 43.3 OR 43.4 of title 12, C.R.S., and shall also include the enforcement of
25 all laws of the state of Colorado and who may be certified by the P.O.S.T.
26 board."
- 27 Renumber succeeding sections accordingly.

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