



## C 2020 004

### EXECUTIVE ORDER

#### **Full and Unconditional Pardon Individuals Convicted of Possession of One Ounce or Less of Marijuana**

Pursuant to the authority vested in the Governor of the State of Colorado by Article IV, Section 7 of the Colorado Constitution and C.R.S. § 16-17-102(2), I, Jared Polis, Governor of the State of Colorado, hereby issue this Executive Order granting full and unconditional pardons to individuals convicted of possession of one (1) ounce or less of marijuana in the State of Colorado under C.R.S. § 12-22-404, *et seq.*, C.R.S. § 12-22-412, *et seq.*, C.R.S. § 18-18-106, *et seq.*, and C.R.S. § 18-18-406, *et seq.*

#### **I. Background**

On November 6, 2012, Coloradans passed Amendment 64, a State constitutional amendment that was initiated by the people of Colorado that legalized consumption and possession of limited amounts of marijuana for those twenty-one (21) years of age or older in the State of Colorado. Article XVIII, Section 16 became part of the Colorado Constitution on December 10, 2012, and legalized possession, use, display, purchase, or transport of one (1) ounce or less of marijuana.

On June 15, 2020, the Colorado General Assembly passed the bipartisan House Bill 20-1424 (“HB 20-1424” or “Bill”), Social Equity Licensees in Regulated Marijuana, which I signed into law on June 29, 2020. The Bill amends C.R.S. § 16-17-102, to allow the Governor to grant pardons to a class of defendants who were convicted of possession of up to two (2) ounces of marijuana.

Pursuant to the authority granted to me by HB 20-1424, I hereby grant full and unconditional pardons to individuals convicted of possession of one (1) ounce or less of marijuana in the State of Colorado subject to the grant of clemency, below. My decision today is a reflection of current law in Colorado, where possession of one (1) ounce or less of marijuana is no longer a crime.

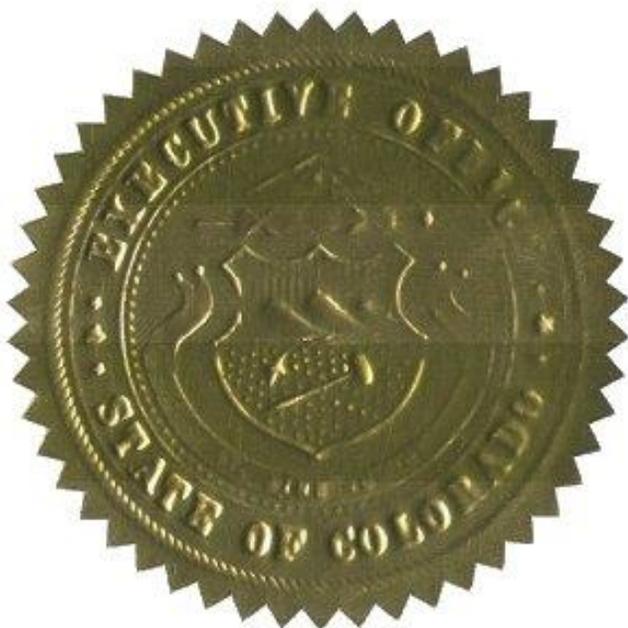
#### **II. Grant of Clemency**

- A. All individuals previously convicted in the State of Colorado of a petty offense, misdemeanor, or felony for possession of one (1) ounce or less of marijuana under the following provisions are hereby granted a full and unconditional pardon for that conviction. This Executive Order only applies to convictions of one (1) ounce

or less of marijuana and no other charges or convictions are pardoned by this Executive Order.

Conviction Offense	Charge Level	Statute (C.R.S.)
Possession of one (1) ounce or less of marijuana	Petty Offense, Misdemeanor, and Felony	§ 12-22-404, <i>et seq.</i>
Possession of one (1) ounce or less of marijuana	Petty Offense, Misdemeanor, and Felony	§ 12-22-412, <i>et seq.</i>
Possession of one (1) ounce or less of marijuana	Petty Offense, Misdemeanor, and Felony	§ 18-18-106, <i>et seq.</i>
Possession of one (1) ounce or less of marijuana	Petty Offense, Misdemeanor, and Felony	§ 18-18-406, <i>et seq.</i>

- B. For the individuals pardoned in this Executive Order, all rights of citizenship associated with the pardoned conviction are restored in full without condition. All civil disabilities and public sufferings associated with the pardoned conviction are removed.
- C. I direct the Department of Public Safety, through the Colorado Bureau of Investigation, to develop a process to indicate on criminal background checks which individuals' convictions have been pardoned pursuant to this Executive Order.



GIVEN under my hand and the Executive Seal of the State of Colorado, this first day of October, 2020.

Jared Polis  
Governor