After consideration on the merits, the Committee recommends the following:

SB19-224 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 7, strike likes 5 though 8 and substitute:

"(5) "ACQUIRE", WHEN USED IN CONNECTION WITH THE ACQUISITION OF AN OWNER'S INTEREST OF A MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS, MEANS OBTAINING OWNERSHIP, CONTROL, POWER TO VOTE, OR SOLE POWER OF DISPOSITION OF THE OWNER'S INTEREST, DIRECTLY OR INDIRECTLY OR THROUGH ONE OR MORE TRANSACTIONS OR SUBSIDIARIES, THROUGH PURCHASE, ASSIGNMENT, TRANSFER, EXCHANGE, SUCCESSION, OR OTHER MEANS.

(6) "ACTING IN CONCERT" MEANS KNOWING PARTICIPATION IN A JOINT ACTIVITY OR INTERDEPENDENT CONSCIOUS PARALLEL ACTION TOWARD A COMMON GOAL, WHETHER OR NOT PURSUANT TO AN EXPRESS AGREEMENT.

(7) "ADVERTISING" MEANS THE ACT OF PROVIDING CONSIDERATION FOR THE PUBLICATION, DISSEMINATION, SOLICITATION, OR CIRCULATION OF VISUAL, ORAL, OR WRITTEN COMMUNICATION TO DIRECTLY INDUCE ANY PERSON TO PATRONIZE A PARTICULAR MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS OR PURCHASE PARTICULAR REGULATED MARIJUANA. "ADVERTISING" DOES NOT INCLUDE PACKAGING AND LABELING, CONSUMER EDUCATION MATERIALS, OR BRANDING.

(8) "AFFILIATE" OF, OR PERSON "AFFILIATED WITH", HAS THE SAME MEANING AS DEFINED IN THE "SECURITIES ACT OF 1933", 17 CFR 230.405, AS AMENDED.

(9) "BENEFICIAL OWNER OF", "BENEFICIAL OWNERSHIP OF", OR "BENEFICIALLY OWNS AN" OWNER'S INTEREST IS DETERMINED IN
ACCORDANCE WITH SECTION 13(d) OF THE FEDERAL "SECURITIES
EXCHANGE ACT OF 1934", AS AMENDED, AND RULE 13d-3 PROMULGATED
THEREUNDER.

(10) "BRANDING" MEANS PROMOTION OF A BUSINESS'S BRAND
THROUGH PUBLICIZING THE MEDICAL MARIJUANA BUSINESS'S OR RETAIL
MARIJUANA BUSINESS'S NAME, LOGO, OR DISTINCT DESIGN FEATURES OF
THE BRAND.

(11) "CONSUMER EDUCATION MATERIALS" MEANS ANY
INFORMATIONAL MATERIALS THAT SEEK TO EDUCATE CONSUMERS ABOUT
REGULATED MARIJUANA GENERALLY, INCLUDING BUT NOT LIMITED TO
EDUCATION REGARDING THE SAFE CONSUMPTION OF MARIJUANA,
REGULATED MARIJUANA CONCENTRATE, REGULATED MARIJUANA
PRODUCTS, REGULATED MARIJUANA CONCENTRATE, OR REGULATED
MARIJUANA PRODUCTS, PROVIDED IT IS NOT DISTRIBUTED OR MADE
AVAILABLE TO INDIVIDUALS UNDER TWENTY-ONE YEARS OF AGE.".

Renumber succeeding subsections accordingly.

Page 7, line 13, strike "SECURITIES," and substitute "OWNER'S
INTERESTS,".

Page 7, strike lines 15 through 26 and substitute:
"(13) "CONTROLLING BENEFICIAL OWNER" IS LIMITED TO A PERSON
THAT SATISFIES ONE OR MORE OF THE FOLLOWING CRITERIA:

(a) A NATURAL PERSON, AN ENTITY AS DEFINED IN SECTION
7-90-102 (20) THAT IS ORGANIZED UNDER THE LAWS OF AND FOR WHICH
ITS PRINCIPAL PLACE OF BUSINESS IS LOCATED IN ONE OF THE STATES OR
TERRITORIES OF THE UNITED STATES OR DISTRICT OF COLUMBIA, A
PUBLICLY TRADED CORPORATION, OR A QUALIFIED PRIVATE FUND THAT IS
NOT A QUALIFIED INSTITUTIONAL INVESTOR:

(I) ACTING ALONE OR ACTING IN CONCERT, THAT OWNS OR
ACQUIRES BENEFICIAL OWNERSHIP OF TEN PERCENT OR MORE OF THE
OWNER'S INTEREST OF A MEDICAL MARIJUANA BUSINESS OR RETAIL
MARIJUANA BUSINESS;

(II) THAT IS AN AFFILIATE THAT CONTROLS A MEDICAL MARIJUANA
BUSINESS OR RETAIL MARIJUANA BUSINESS AND INCLUDES, WITHOUT
LIMITATION, ANY MANAGER; OR

(III) THAT IS OTHERWISE IN A POSITION TO CONTROL THE MEDICAL
MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS EXCEPT AS
AUTHORIZED IN SECTION 44-10-506 OR 44-10-606; OR

(b) A QUALIFIED INSTITUTIONAL INVESTOR ACTING ALONE OR
ACTING IN CONCERT THAT OWNS OR ACQUIRES BENEFICIAL OWNERSHIP OF
MORE THAN THIRTY PERCENT OF THE OWNER'S INTEREST OF A MEDICAL
MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS.".

Page 9, strike lines 8 through 27 and substitute:

"INTEREST HOLDER" MEANS A PERSON THAT IS NOT AN AFFILIATE,
A CONTROLLING BENEFICIAL OWNER, OR A PASSIVE BENEFICIAL OWNER OF
A MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS AND
THAT:

(a) HOLDS A COMMERCIAL REAL ROYALTY INTEREST IN EXCHANGE FOR A MEDICAL MARIJUANA BUSINESS'S OR RETAIL MARIJUANA BUSINESS'S USE OF THE PERSON'S INTELLECTUAL PROPERTY;
(b) HOLDS A PERMITTED ECONOMIC INTEREST THAT WAS ISSUED PRIOR TO JANUARY 1, 2020, AND THAT HAS NOT BEEN CONVERTED INTO AN OWNER'S INTEREST;
(c) IS A CONTRACT COUNTERPARTY WITH A MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS, OTHER THAN A CUSTOMARY EMPLOYMENT AGREEMENT, THAT HAS A DIRECT NEXUS TO THE CULTIVATION, MANUFACTURE, OR SALE OF REGULATED MARIJUANA, INCLUDING, BUT NOT LIMITED TO, A LEASE OF REAL PROPERTY ON WHICH THE MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS OPERATES, A LEASE OF EQUIPMENT USED IN THE CULTIVATION OF REGULATED MARIJUANA, A SECURED OR UNSECURED FINANCING AGREEMENT WITH THE MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS, A SECURITY CONTRACT WITH THE MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS, OR A MANAGEMENT AGREEMENT WITH THE MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS, PROVIDED THAT NO SUCH CONTRACT COMPENSATES THE CONTRACT COUNTERPARTY WITH A PERCENTAGE OF REVENUE FOR PROFITS OF THE MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS; OR
(d) IS IDENTIFIED BY RULE BY THE STATE LICENSING AUTHORITY AS AN INDIRECT FINANCIAL INTEREST HOLDER.".

Page 10, strike lines 1 through 4.

Page 10, line 27, strike "license" and substitute "license, PERMIT,"

Page 12, after line 8 insert:

"(30) "MANAGER" HAS THE SAME MEANING AS IN SECTION 7-90-102 (35.7).".
1 Renumber succeeding subsections accordingly.

2 Page 12, after line 11 insert:
   "(32) "MARIJUANA CONSUMER WASTE" MEANS ANY COMPONENT
   LEFT AFTER THE CONSUMPTION OF A REGULATED MARIJUANA PRODUCT,
   INCLUDING BUT NOT LIMITED TO CONTAINERS, PACKAGES, CARTRIDGES,
   PODS, CUPS, BATTERIES, ALL-IN-ONE DISPOSABLE DEVICES, AND ANY
   OTHER WASTE COMPONENT LEFT AFTER THE REGULATED MARIJUANA IS
   CONSUMED AS DEFINED BY RULES PROMULGATED BY THE STATE LICENSING
   AUTHORITY.".

3 Renumber succeeding subsections accordingly.

4 Page 13, line 10, after the period insert "A MEDICAL MARIJUANA BUSINESS
   OPERATOR IS NOT, BY VIRTUE OF ITS STATUS AS A MEDICAL MARIJUANA
   BUSINESS OPERATOR, A CONTROLLING BENEFICIAL OWNER OR A PASSIVE
   BENEFICIAL OWNER OF ANY MEDICAL MARIJUANA BUSINESS IT OPERATES.".

5 Page 14, strike line 27 and substitute:
   "(45) "OWNER'S INTEREST" HAS THE SAME MEANING AS IN SECTION
   7-90-102 (44) AND IS SYNONYMOUS WITH THE TERM "SECURITY" UNLESS
   THE CONTEXT OTHERWISE REQUIRES.
   (46) "PASSIVE BENEFICIAL OWNER" MEANS ANY PERSON
   ACQUIRING ANY OWNER'S INTEREST IN A MEDICAL MARIJUANA BUSINESS
   OR RETAIL MARIJUANA BUSINESS THAT IS NOT OTHERWISE A CONTROLLING
   BENEFICIAL OWNER OR IN CONTROL.".

6 Page 15, strike lines 1 through 6.

7 Renumber succeeding sections accordingly.

8 Page 15, strike lines 16 through 18 and substitute "(48) PERSON" HAS THE
   SAME MEANING AS DEFINED IN SECTION 7-90-102 (49).".

9 Page 15, strike lines 23 through 27 and substitute:
   "(50) "PUBLICLY TRADED CORPORATION" MEANS ANY PERSON
   OTHER THAN AN INDIVIDUAL THAT IS ORGANIZED UNDER THE LAWS OF AND
   FOR WHICH ITS PRINCIPAL PLACE OF BUSINESS IS LOCATED IN ONE OF THE
   STATES OR TERRITORIES OF THE UNITED STATES OR DISTRICT OF
   COLUMBIA OR ANOTHER COUNTRY THAT AUTHORIZES THE SALE OF
   MARIJUANA AND THAT:"
(a) Has a class of securities registered pursuant to section 12 of the federal "Securities Exchange Act of 1934", as amended, that:

(I) Constitutes "covered securities" pursuant to section 18(b)(1)(A) of the federal "Securities Act of 1933", as amended; or

(II) Is qualified and quoted on the OTCQX or OTCQB tier of the OTC markets if:

(A) The person is then required to file reports and is filing reports on a current basis with the federal securities and exchange commission pursuant to the federal "Securities Exchange Act of 1934", as amended, as if the securities constituted "covered securities" as described in subsection (46)(a)(I) of this section; and

(B) The person has established and is in compliance with corporate governance measures pursuant to corporate governance obligations imposed on securities qualified and quoted on the OTCQX tier of the OTC markets.

(b) Is an entity that has a class of securities listed on the Canadian securities exchange, Toronto stock exchange, TSX venture exchange, or other equity securities exchange recognized by the state licensing authority, if:

(I) The entity constitutes a "foreign private issuer", as defined in rule 405 promulgated pursuant to the federal "Securities Act of 1933", as amended, whose securities are exempt from registration pursuant to section 12 of the federal "Securities Exchange Act of 1934", as amended, pursuant to rule 12g3-2 (b) promulgated pursuant to the federal "Securities Exchange Act of 1934", as amended; and

(II) The entity has been, for the preceding three hundred sixty-five days or since the formation of the entity, in compliance with all governance and reporting obligations imposed by the relevant exchange on such entity; or

(c) Is reasonably identified as a publicly traded corporation by rule;

(d) A "publicly traded corporation" described in subsection (46)(a), (46)(b), or (46)(c) of this section does not include:

(I) An "ineligible issuer", as defined in rule 405 promulgated pursuant to the federal "Securities Act of 1933", as amended, unless such publicly traded corporation satisfies
THE DEFINITION OF INELIGIBLE ISSUER SOLELY BECAUSE IT IS ONE OR MORE
OF THE FOLLOWING, AND THE PERSON IS FILING REPORTS ON A CURRENT
BASIS WITH THE FEDERAL SECURITIES AND EXCHANGE COMMISSION
PURSUANT TO THE FEDERAL "SECURITIES EXCHANGE ACT OF 1934", AS
AMENDED, AS IF THE SECURITIES CONSTITUTED "COVERED SECURITIES" AS
DESCRIBED IN SUBSECTION (46)(a)(I) OF THIS SECTION, AND PRIOR TO
BECOMING A PUBLICLY TRADED CORPORATION, THE PERSON FOR AT LEAST
TWO YEARS WAS LICENSED BY THE STATE LICENSING AUTHORITY AS A
MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS WITH A
DEMONSTRATED HISTORY OF OPERATIONS IN THE STATE OF COLORADO,
AND DURING SUCH TIME WAS NOT SUBJECT TO SUSPENSION OR
REVOCAION OF THE LICENSE:

(A) A "BLANK CHECK COMPANY", AS DEFINED IN RULE 419 (a)(2)
PROMULGATED PURSUANT TO THE FEDERAL "SECURITIES ACT OF 1933",
AS AMENDED;

(B) AN ISSUER IN AN OFFERING OF "PENNY STOCK", AS DEFINED IN
RULE 3a51-1 PROMULGATED PURSUANT TO THE FEDERAL "SECURITIES
EXCHANGE ACT OF 1934"; OR

(C) A "SHELL COMPANY", AS DEFINED IN RULE 405 PROMULGATED
PURSUANT TO THE FEDERAL "SECURITIES ACT OF 1933", AS AMENDED;
AND

(II) A PERSON DISQUALIFIED AS A "BAD ACTOR" UNDER RULE 506
(d) PROMULGATED PURSUANT TO THE FEDERAL "SECURITIES ACT OF
1933", AS AMENDED.

(51) "QUALIFIED INSTITUTIONAL INVESTOR" MEANS:

(a) A BANK AS DEFINED IN SECTION 3 (a)(6) OF THE FEDERAL
"SECURITIES EXCHANGE ACT OF 1934", AS AMENDED, IF THE BANK IS
CURRENT IN ALL APPLICABLE REPORTING AND RECORD-KEEPING
REQUIREMENTS UNDER SUCH ACT AND RULES PROMULGATED
THEREUNDER;

(b) A BANK HOLDING COMPANY AS DEFINED IN THE FEDERAL
"BANK HOLDING COMPANY ACT OF 1956", AS AMENDED, IF THE BANK
HOLDING COMPANY IS REGISTERED AND CURRENT IN ALL APPLICABLE
REPORTING AND RECORD-KEEPING REQUIREMENTS UNDER SUCH ACT AND
RULES PROMULGATED THEREUNDER;

(c) AN INSURANCE COMPANY AS DEFINED IN SECTION 2 (a)(17) OF
THE FEDERAL "INVESTMENT COMPANY ACT OF 1940", AS AMENDED, IF
THE INSURANCE COMPANY IS CURRENT IN ALL APPLICABLE REPORTING AND
RECORD-KEEPING REQUIREMENTS UNDER SUCH ACT AND RULES
PROMULGATED THEREUNDER;

(d) AN INVESTMENT COMPANY REGISTERED UNDER SECTION 8 OF
THE FEDERAL "INVESTMENT COMPANY ACT OF 1940", AS AMENDED, AND
SUBJECT TO 15 U.S.C. SEC. 80a-1 TO 80a-64, IF THE INVESTMENT
COMPANY IS CURRENT IN ALL APPLICABLE REPORTING AND
RECORD-KEEPING REQUIREMENTS UNDER SUCH ACT AND RULES
PROMULGATED THEREUNDER;

(e) AN EMPLOYEE BENEFIT PLAN OR PENSION FUND SUBJECT TO THE
FEDERAL "EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974",
EXCLUDING AN EMPLOYEE BENEFIT PLAN OR PENSION FUND SPONSORED BY
A LICENSEE OR AN INTERMEDIARY HOLDING COMPANY LICENSEE THAT
DIRECTLY OR INDIRECTLY OWNS TEN PERCENT OR MORE OF A LICENSEE;

(f) A STATE OR FEDERAL GOVERNMENT PENSION PLAN;

(g) A GROUP COMPRISED ENTIRELY OF PERSONS SPECIFIED IN
SUBSECTIONS (47)(a) TO (47)(f) OF THIS SECTION; OR

(h) ANY OTHER ENTITY IDENTIFIED BY RULE BY THE STATE
LICENSING AUTHORITY.

(52) "QUALIFIED PRIVATE FUND" MEANS AN ISSUER THAT WOULD
BE AN INVESTMENT COMPANY, AS DEFINED IN SECTION (3) OF THE FEDERAL
"INVESTMENT COMPANY ACT OF 1940", BUT FOR THE EXCLUSIONS
PROVIDED UNDER SECTIONS 3(c)(1) OR 3(c)(7) OF THAT ACT, AND THAT:

(a) IS ADVISED OR MANAGED BY AN INVESTMENT ADVISER AS
DEFINED AND REGISTERED UNDER SECTIONS 80b-1-21, TITLE 15 OF THE
FEDERAL "INVESTMENT ADVISERS ACT OF 1940", AND FOR WHICH THE
REGISTERED INVESTMENT ADVISER IS CURRENT IN ALL APPLICABLE
REPORTING AND RECORD-KEEPING REQUIREMENTS UNDER SUCH ACT AND
RULES PROMULGATED THEREUNDER; AND

(b) SATISFIES ONE OR MORE OF THE FOLLOWING:

(I) IS ORGANIZED UNDER THE LAW OF A STATE OR THE UNITED
STATES;

(II) IS ORGANIZED, OPERATED, OR SPONSORED BY A U.S. PERSON,
AS DEFINED UNDER SUBSECTION 17 CFR 230.902(k), AS AMENDED; OR

(III) SELLS SECURITIES TO A U.S. PERSON, AS DEFINED UNDER
SUBSECTION 17 CFR 230.902(k), AS AMENDED.

(53) "REASONABLE CAUSE" MEANS JUST OR LEGITIMATE GROUNDS
BASED IN LAW AND IN FACT TO BELIEVE THAT THE PARTICULAR
REQUESTED ACTION FURTHERS THE PURPOSES OF THIS ARTICLE 10 OR
PROTECTS PUBLIC SAFETY.".

Page 16, strike lines 1 through 20.

Renumber succeeding subsections accordingly.
Page 19, after line 4 insert:

"(68) "SECURITY" HAS THE SAME MEANING AS IN SECTION (2)(l) OF
THE FEDERAL "SECURITIES ACT OF 1933", AS AMENDED."

Renumber succeeding subsection accordingly.

Page 30, line 20, after "registration" insert "OR PERMIT".

Page 42, line 1, after "vehicles;" insert "REQUIREMENTS FOR
DELIVERIES;".

Page 43, strike lines 9 through 12 and substitute "managers, contractors,
employees, and other support staff of entities licensed pursuant to this
article 12; AND ANY PERSON OPERATING, WORKING IN, OR HAVING
UNESCORTED ACCESS TO THE LIMITED ACCESS AREAS OF THE LICENSED
PREMISES OF A MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA
BUSINESS including a fingerprint-based criminal history record check as
may be required by the state licensing authority prior to issuing a card;".

Page 44, line 27, strike "AND".

Page 45, strike lines 1 through 10 and substitute:

"(bb) CONDITIONS UNDER WHICH A LICENSEE IS AUTHORIZED TO
COLLECT MARIJUANA CONSUMER WASTE AND TRANSFER IT TO A PERSON
FOR THE PURPOSES OF REUSE OR RECYCLING IN ACCORDANCE WITH ALL
REQUIREMENTS ESTABLISHED BY THE DEPARTMENT OF PUBLIC HEALTH
AND ENVIRONMENT PERTAINING TO WASTE DISPOSAL AND RECYCLING. THE
CONDITIONS MUST INCLUDE:

(I) THAT THE PERSON RECEIVING MARIJUANA CONSUMER WASTE
FROM A LICENSEE IS, TO THE EXTENT REQUIRED BY LAW, REGISTERED WITH
THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT;

(II) RECORD-KEEPING REQUIREMENTS;

(III) SECURITY MEASURES RELATED TO THE COLLECTION AND
TRANSFER OF MARIJUANA CONSUMER WASTE;

(IV) HEALTH AND SAFETY REQUIREMENTS, INCLUDING
REQUIREMENTS FOR THE HANDLING OF MARIJUANA CONSUMER WASTE;

(V) PROCESSES ASSOCIATED WITH HANDLING MARIJUANA
CONSUMER WASTE, INCLUDING DESTRUCTION OF ANY REMAINING
REGULATED MARIJUANA IN THE MARIJUANA CONSUMER WASTE.

(cc) REQUIREMENTS FOR A TRANSITION PERMIT FOR MEDICAL
MARIJUANA CULTIVATION FACILITIES OR RETAIL MARIJUANA CULTIVATION
FACILITIES ISSUED PURSUANT TO SECTION 44-10-311 (13)(c), INCLUDING
BUT NOT LIMITED TO PERMIT APPLICATION REQUIREMENTS AND
RESTRICTIONS OF A TRANSITION PERMIT.

(dd) REQUIREMENTS FOR MEDICAL MARIJUANA AND MEDICAL
MARIJUANA-INFUSED PRODUCTS DELIVERY AS DESCRIBED IN SECTION
44-10-501 (11) AND SECTION 44-10-505 (5) AND RETAIL MARIJUANA AND
RETAIL MARIJUANA PRODUCTS DELIVERY AS DESCRIBED IN SECTION
44-10-601 (13) AND SECTION 44-10-605 (5), INCLUDING:

(A) QUALIFICATIONS AND ELIGIBILITY REQUIREMENTS FOR
LICENSED MEDICAL MARIJUANA STORES AND MEDICAL MARIJUANA
TRANSPORTERS APPLYING FOR A MEDICAL MARIJUANA DELIVERY PERMIT;

(B) TRAINING REQUIREMENTS FOR PERSONNEL OF MEDICAL
MARIJUANA STORES, RETAIL MARIJUANA STORES, MEDICAL MARIJUANA
TRANSPORTERS, AND RETAIL MARIJUANA TRANSPORTERS THAT HOLD A
MEDICAL MARIJUANA OR RETAIL MARIJUANA DELIVERY PERMIT WHO WILL
DELIVER MEDICAL MARIJUANA OR MEDICAL MARIJUANA PRODUCTS OR
RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS PURSUANT TO THIS
ARTICLE 10 AND REQUIREMENTS THAT MEDICAL MARIJUANA STORES,
RETAIL MARIJUANA STORES, MEDICAL MARIJUANA TRANSPORTERS, AND
RETAIL MARIJUANA TRANSPORTERS OBTAIN A RESPONSIBLE VENDOR
DESIGNATION PURSUANT TO SECTION 44-10-1201 PRIOR TO CONDUCTING
A DELIVERY;

(C) PROCEDURES FOR PROOF OF MEDICAL MARIJUANA REGISTRY
AND AGE IDENTIFICATION AND VERIFICATION;

(D) SECURITY REQUIREMENTS;

(E) DELIVERY VEHICLE REQUIREMENTS, INCLUDING
REQUIREMENTS FOR SURVEILLANCE;

(F) RECORD-KEEPING REQUIREMENTS;

(G) LIMITS ON THE AMOUNT OF MEDICAL MARIJUANA AND
MEDICAL MARIJUANA PRODUCTS AND RETAIL MARIJUANA AND RETAIL
MARIJUANA PRODUCTS THAT MAY BE CARRIED IN A DELIVERY VEHICLE
AND DELIVERED TO A PATIENT OR PARENT OR GUARDIAN, WHICH CANNOT
EXCEED LIMITS PLACED ON SALES AT LICENSED MEDICAL MARIJUANA
STORES;

(H) LIMITS ON THE AMOUNT OF RETAIL MARIJUANA AND RETAIL
MARIJUANA PRODUCTS THAT MAY BE CARRIED IN A DELIVERY VEHICLE
AND DELIVERED TO AN INDIVIDUAL, WHICH CANNOT EXCEED LIMITS
PLACED ON SALES AT RETAIL MARIJUANA STORES;

(I) INVENTORY TRACKING SYSTEM REQUIREMENTS;

(J) HEALTH AND SAFETY REQUIREMENTS FOR MEDICAL MARIJUANA
AND MEDICAL MARIJUANA PRODUCTS DELIVERED TO A PATIENT OR PARENT OR GUARDIAN AND FOR RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS DELIVERED TO AN INDIVIDUAL;

(K) CONFIDENTIALITY REQUIREMENTS TO ENSURE THAT PERSONS DELIVERING MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO THIS ARTICLE 10 DO NOT DISCLOSE PERSONAL IDENTIFYING INFORMATION TO ANY PERSON OTHER THAN THOSE WHO NEED THAT INFORMATION IN ORDER TO TAKE, PROCESS, OR DELIVER THE ORDER OR AS OTHERWISE REQUIRED OR AUTHORIZED BY THIS ARTICLE 10, TITLE 18, OR TITLE 25;

(L) AN APPLICATION FEE AND ANNUAL RENEWAL FEE FOR THE MEDICAL MARIJUANA DELIVERY PERMIT AND THE RETAIL MARIJUANA DELIVERY PERMIT. THE AMOUNT OF THE FEE MUST REFLECT THE EXPECTED COSTS OF ADMINISTERING THE MEDICAL MARIJUANA DELIVERY PERMIT AND THE RETAIL MARIJUANA DELIVERY PERMIT AND MAY BE ADJUSTED BY THE STATE LICENSING AUTHORITY TO REFLECT THE PERMIT'S ACTUAL DIRECT AND INDIRECT COSTS.

(M) THE PERMITTED HOURS OF DELIVERY OF MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS AND RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS;

(N) REQUIREMENTS FOR AREAS WHERE MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS ORDERS ARE STORED, WEIGHED, PACKAGED, PREPARED, AND TAGGED, INCLUDING REQUIREMENTS THAT MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS CANNOT BE PLACED INTO A DELIVERY VEHICLE UNTIL AFTER AN ORDER HAS BEEN PLACED AND THAT ALL DELIVERY ORDERS MUST BE PACKAGED ON THE LICENSED PREMISES OF A MEDICAL MARIJUANA STORE OR ITS ASSOCIATED STATE LICENSING AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY RULE AFTER AN ORDER HAS BEEN RECEIVED; AND

(O) PAYMENT METHODS, INCLUDING BUT NOT LIMITED TO THE USE OF GIFT CARDS AND PREPAYMENT ACCOUNTS.

(ee)(I) (A) OWNERSHIP AND FINANCIAL DISCLOSURE PROCEDURES AND REQUIREMENTS PURSUANT TO THIS ARTICLE 10;

(B) RECORDS A MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS IS REQUIRED TO MAINTAIN REGARDING ITS CONTROLLING BENEFICIAL OWNERS, PASSIVE BENEFICIAL OWNERS, AND INDIRECT FINANCIAL INTEREST HOLDERS THAT MAY BE SUBJECT TO DISCLOSURE AT RENEWAL OR AS PART OF ANY OTHER INVESTIGATION FOLLOWING INITIAL LICENSURE OF A MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS;

(C) PROCEDURES AND REQUIREMENTS FOR FINDINGS OF
SUITABILITY PURSUANT TO THIS ARTICLE 10, INCLUDING FEES NECESSARY TO COVER THE DIRECT AND INDIRECT COSTS OF ANY SUITABILITY INVESTIGATION;

(D) PROCEDURES AND REQUIREMENTS CONCERNING THE DIVESTITURE OF THE BENEFICIAL OWNERSHIP OF A PERSON FOUND UNSUITABLE BY THE STATE LICENSING AUTHORITY;

(E) PROCEDURES, PROCESSES, AND REQUIREMENTS FOR TRANSFERS OF OWNERSHIP INVOLVING A PUBLICLY TRADED CORPORATION, INCLUDING BUT NOT LIMITED TO Mergers with a PUBLICLY TRADED CORPORATION, INVESTMENT BY A PUBLICLY TRADED CORPORATION, AND PUBLIC OFFERINGS;

(F) DESIGNATION OF PERSONS THAT BY VIRTUE OF COMMON CONTROL CONSTITUTE CONTROLLING BENEFICIAL OWNERS;

(G) MODIFICATION OF THE PERCENTAGE OF OWNER'S INTERESTS THAT MAY BE HELD BY A CONTROLLING BENEFICIAL OWNER AND PASSIVE BENEFICIAL OWNER;

(H) DESIGNATION OF PERSONS THAT QUALIFY FOR AN EXEMPTION FROM AN OTHERWISE REQUIRED FINDING OF SUITABILITY; AND

(I) DESIGNATION OF INDIRECT FINANCIAL INTEREST HOLDERS AND QUALIFIED INSTITUTIONAL INVESTORS.

(II) RULES PROMULGATED PURSUANT TO THIS SUBSECTION (2)(ee) MUST NOT BE ANY MORE RESTRICTIVE THAN THE REQUIREMENTS EXPRESSLY ESTABLISHED UNDER THIS ARTICLE 10.

Page 51, after line 10 insert:

"(7) THE STATE LICENSING AUTHORITY MAY DENY, SUSPEND, REVOKE, FINE, OR IMPOSE OTHER SANCTIONS AGAINST A PERSON'S LICENSE ISSUED PURSUANT TO THIS ARTICLE 10 IF THE STATE LICENSING AUTHORITY FINDS THE PERSON OR THE PERSON'S CONTROLLING BENEFICIAL OWNER, PASSIVE BENEFICIAL OWNER, OR INDIRECT FINANCIAL INTEREST HOLDER FAILED TO TIMELY FILE ANY REPORT, DISCLOSURE, REGISTRATION STATEMENT, OR OTHER SUBMISSION REQUIRED BY ANY STATE OR FEDERAL REGULATORY AUTHORITY THAT IS RELATED TO THE CONDUCT OF THEIR BUSINESS.

(8) THE STATE LICENSING AUTHORITY SHALL TREAT A METERED-DOSE INHALER THE SAME AS A VAPORIZED DELIVERY DEVICE FOR PURPOSES OF REGULATION AND TESTING.".

Page 51, line 24, strike "10" and substitute "10, FOR INVESTIGATION OR ENFORCEMENT OF ANY INTERNATIONAL, FEDERAL, STATE, OR LOCAL SECURITIES LAW OR REGULATIONS,".
Page 53, line 18, strike "AND".

Page 53, line 19, strike "license. and" and substitute "license; and".

Page 53, after line 20 insert:
"(i) A MEDICAL MARIJUANA DELIVERY PERMIT.".

Page 60, line 14, strike "the names and" and substitute "the names and".

Page 60, strike line 15 and substitute "addresses of the officers, directors, or".

Page 60, line 16, strike "managers," and substitute "managers;
DISCLOSURES REQUIRED BY SECTION 44-10-309,".

Page 62, after line 7 insert:
"(4) PRIOR TO ACCEPTING AN APPLICATION FOR A LICENSE, REGISTRATION, OR PERMIT, THE STATE LICENSING AUTHORITY SHALL INFORM THE APPLICANT THAT HAVING A MEDICAL MARIJUANA OR RETAIL MARIJUANA LICENSE AND WORKING IN THE MEDICAL MARIJUANA OR RETAIL MARIJUANA INDUSTRY MAY HAVE ADVERSE FEDERAL IMMIGRATION CONSEQUENCES.".

Page 62, line 13, strike "(13)(c)" and substitute "(19)(c)".

Page 62, line 16, strike "(13)(a) OR (13)(b)." and substitute "(19)(a) OR (19)(b)."

Page 63, line 5, strike "OR PASSIVE BENEFICIAL OWNERS".

Page 63, line 7, strike "OR PASSIVE BENEFICIAL OWNER".

Page 63, strike lines 10 through 13 and substitute:
"(e) A person employing, assisted by, or financed in whole or in part by any other person whose criminal history indicates he or she is not of good character and reputation satisfactory to the respective licensing authority;".

Page 65, line 2, strike "or" and substitute "or".

Page 65, strike line 3 and substitute:
(m) A PERSON THAT IS OR HAS A CONTROLLING BENEFICIAL OWNER, PASSIVE BENEFICIAL OWNER, OR INDIRECT FINANCIAL INTEREST HOLDER THAT IS ORGANIZED OR FORMED UNDER THE LAWS OF A COUNTRY DETERMINED BY THE UNITED STATES SECRETARY OF STATE TO HAVE REPEATEDLY PROVIDED SUPPORT FOR ACTS OF INTERNATIONAL TERRORISM OR IS INCLUDED AMONG THE LIST OF "COVERED COUNTRIES" IN SECTION 1502 OF THE FEDERAL "DODD-FRANK WALL STREET REFORM AND CONSUMER PROTECTION ACT", PUB.L. 111-203;

(n) A PERSON THAT IS OR HAS A CONTROLLING BENEFICIAL OWNER THAT IS AN "INELIGIBLE ISSUER" PURSUANT TO SECTION 44-10-103 (46) (d)(1);

(o) A PERSON THAT IS OR HAS A CONTROLLING BENEFICIAL OWNER THAT IS DISQUALIFIED AS A "BAD ACTOR" UNDER RULE 506 (d) PROMULGATED PURSUANT TO THE FEDERAL "SECURITIES ACT OF 1933", AS AMENDED, AND SUBJECT TO 17 CFR 230.506 (d)(1);

(p) A PERSON THAT IS NOT A PUBLICLY TRADED CORPORATION THAT IS OR HAS A PASSIVE BENEFICIAL OWNER OR INDIRECT FINANCIAL INTEREST HOLDER THAT IS DISQUALIFIED AS A "BAD ACTOR" UNDER RULE 506 (d) PROMULGATED PURSUANT TO THE FEDERAL "SECURITIES ACT OF 1933", AS AMENDED, AND SUBJECT TO 17 CFR 230.506 (d)(1); OR

(q) A PERSON THAT IS A PUBLICLY TRADED CORPORATION THAT IS OR HAS A NONOBJECTING PASSIVE BENEFICIAL OWNER OR INDIRECT FINANCIAL INTEREST HOLDER THAT IS DISQUALIFIED AS A "BAD ACTOR" UNDER RULE 506 (d) PROMULGATED PURSUANT TO THE FEDERAL "SECURITIES ACT OF 1933", AS AMENDED, AND SUBJECT TO 17 CFR 230.506 (d)(1); OR

(r) A PERSON THAT IS OR HAS A CONTROLLING BENEFICIAL OWNER, PASSIVE BENEFICIAL OWNER, OR INDIRECT FINANCIAL INTEREST HOLDER THAT IS PROHIBITED FROM ENGAGING IN TRANSACTIONS PURSUANT TO THIS ARTICLE 10 DUE TO ITS DESIGNATION ON THE "SPECIALY DESIGNATED NATIONALS AND BLOCKED PERSONS" LIST MAINTAINED BY THE FEDERAL OFFICE OF FOREIGN ASSETS CONTROL.".

Page 67, line 11, strike "interests;" and substitute "interests AND PUBLICLY TRADED CORPORATIONS;".

Page 67, line 17, strike "in states" and substitute "in states FROM" and strike "and" and substitute "and".
"(IV.5) UNDER CERTAIN CIRCUMSTANCES, PERMITTING PUBLICLY TRADED CORPORATIONS TO HOLD AN INTEREST IN MEDICAL MARIJUANA BUSINESSES WILL BENEFIT COLORADO'S MEDICAL MARIJUANA MARKET;".

"(VI) PUBLICLY TRADED CORPORATIONS OFFERING SECURITIES FOR INVESTMENT IN MEDICAL MARIJUANA BUSINESSES OR RETAIL MARIJUANA BUSINESSES MUST TELL THE PUBLIC THE TRUTH ABOUT THEIR BUSINESS, THE SECURITIES THEY ARE SELLING, AND THE RISKS INVOLVED WITH INVESTING IN MEDICAL MARIJUANA BUSINESSES OR RETAIL MARIJUANA BUSINESSES, AND PERSONS THAT SELL AND TRADE SECURITIES RELATED TO MEDICAL MARIJUANA BUSINESSES OR RETAIL MARIJUANA BUSINESSES ARE PROHIBITED FROM ENGAGING IN DECEIT, MISREPRESENTATIONS, AND OTHER FRAUD IN THE SALE OF THE SECURITIES; AND

(VII) RECOGNIZING THAT PARTICIPATION BY PUBLICLY TRADED CORPORATIONS IN COLORADO'S MEDICAL MARIJUANA INDUSTRY AND RETAIL MARIJUANA INDUSTRY CREATES AN INCREASED NEED TO ASSESS BARRIERS OF ENTRY FOR MINORITY- AND WOMAN-OWNED BUSINESSES, WITH SUCH EFFORTS BEING MADE TO IDENTIFY SOLUTIONS TO ARRIVE AT A GREATER BALANCE AND FOR FURTHER EQUITY FOR MINORITY- AND WOMAN-OWNED BUSINESSES, AND IN A MANNER THAT IS CONSISTENT WITH THE PUBLIC SAFETY AND ENFORCEMENT GOALS AS STATED HEREIN, IT IS THEREFORE OF SUBSTANTIVE IMPORTANCE TO ADDRESS THE LACK OF MINORITY- AND WOMAN-OWNED BUSINESSES' INCLUSION IN COLORADO'S MEDICAL MARIJUANA INDUSTRY AND RETAIL MARIJUANA INDUSTRY, SOCIAL JUSTICE ISSUES ASSOCIATED WITH MARIJUANA PROHIBITION, SUITABILITY ISSUES RELATING TO PAST CONVICTIONS FOR POTENTIAL LICENSEES, LICENSING FEES, AND ECONOMIC CHALLENGES THAT ARISE WITH THE APPLICATION PROCESSES."

Page 67, line 23, strike "states." and substitute "states AND FROM CERTAIN PUBLICLY TRADED CORPORATIONS PURSUANT TO THIS ARTICLE 10.".

Page 67, strike lines 24 through 27 and substitute:

"(2) A direct beneficial interest owner who is a natural person must either:
   (a) Have been a resident of Colorado for at least one year prior to the date of the application; or
   (b) Be a United States citizen prior to the date of the application.

(3) (a) A medical marijuana business may be comprised of an
unlimited number of direct beneficial interest owners that have been residents of Colorado for at least one year prior to the date of the application.

(a) On and after January 1, 2017, a medical marijuana business that is composed of one or more direct beneficial interest owners who have not been Colorado residents for at least one year prior to application shall have at least one officer who has been a Colorado resident for at least one year prior to application, and all officers must be Colorado residents for at least one year prior to application. A medical marijuana business under this subsection (3)(b) is limited to no more than fifteen direct beneficial interest owners, including all parent and subsidiary entities, all of whom are natural persons.

(b) Notwithstanding the requirements of subsection (3)(b) of this section, the state licensing authority may review the limitation on the number of direct beneficial interest owners and may increase the number of allowable interests above fifteen based on reasonable considerations such as developments in state and federal financial regulations, market conditions, and the licensee's ability to access legitimate sources of capital.

A PERSON, OTHER THAN AN INDIVIDUAL, THAT IS A MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS OR A CONTROLLING BENEFICIAL OWNER SHALL APPOINT AND CONTINUOUSLY MAINTAIN A REGISTERED AGENT THAT SATISFIES THE REQUIREMENTS OF SECTION 7-90-701. THE MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS SHALL INFORM THE STATE LICENSING AUTHORITY OF A CHANGE IN THE REGISTERED AGENT WITHIN TEN DAYS AFTER THE CHANGE.

(d) A direct beneficial interest owner that is a closely held business entity must consist entirely of natural persons who are United States citizens prior to the date of the application, including all parent and subsidiary entities.

(4) A medical marijuana business may include qualified institutional investors that own thirty percent or less of the medical marijuana business:

(5) (a) A person who intends to apply as a direct beneficial interest owner and is not a Colorado resident for at least one year prior to the date of application shall first submit a request to the state licensing authority for a finding of suitability as a direct beneficial interest owner. The person shall receive a finding of suitability prior to submitting an application to the state licensing authority to be a direct beneficial interest owner. Failure to receive a finding of suitability prior to application is grounds for denial by the state licensing authority.
(b) The state licensing authority shall perform a limited initial background check on qualified limited passive investors. If the initial background check provides reasonable cause for additional investigation, the state licensing authority may require a full background check.

Strike pages 68 through 70.

Page 71, strike lines 1 through 8.

Page 71, strike lines 12 through 27.

Page 72, strike line 1.

Page 72, after line 23 insert:

"44-10-309. Business owner and financial interest disclosure requirements. (1) Applicants for the issuance of a state license shall disclose to the state licensing authority the following:

(a) A complete and accurate organizational chart of the medical marijuana business or retail marijuana business reflecting the identity and ownership percentages of its controlling beneficial owners;

(b) The following information regarding all controlling beneficial owners of the medical marijuana business or retail marijuana business:

(I) If the controlling beneficial owner is a publicly traded corporation, the applicant shall disclose the controlling beneficial owners' managers and any beneficial owners that directly or indirectly beneficially own ten percent or more of the owner's interest in the controlling beneficial owner;

(II) If the controlling beneficial owner is not a publicly traded corporation and is not a qualified private fund, the applicant shall disclose the controlling beneficial owner's managers and any beneficial owners that directly or indirectly beneficially own ten percent or more of the owner's interest in the controlling beneficial owner;

(III) If the controlling beneficial owner is a qualified private fund, the applicant shall disclose a complete and accurate organizational chart of the qualified private fund reflecting the identity and ownership percentages of the qualified private fund's managers, investment advisers,

..."
INVESTMENT ADVISER REPRESENTATIVES, ANY TRUSTEE OR EQUIVALENT, AND ANY OTHER PERSON THAT CONTROLS THE INVESTMENT IN, OR MANAGEMENT OR OPERATIONS OF, THE MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS;

(IV) IF THE CONTROLLING BENEFICIAL OWNER IS A NATURAL PERSON, THE APPLICANT SHALL DISCLOSE THE NATURAL PERSON’S IDENTIFYING INFORMATION;

(c) A PERSON THAT IS BOTH A PASSIVE BENEFICIAL OWNER AND AN INDIRECT FINANCIAL INTEREST HOLDER IN THE MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS; AND

(d) ANY INDIRECT FINANCIAL INTEREST HOLDER THAT HOLDS TWO OR MORE INDIRECT FINANCIAL INTERESTS IN THE MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS OR THAT IS CONTRIBUTING OVER FIFTY PERCENT OF THE OPERATING CAPITAL OF THE MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS.

(2) THE STATE LICENSING AUTHORITY MAY REQUEST THAT THE MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS DISCLOSE THE FOLLOWING:

(a) EACH BENEFICIAL OWNER AND AFFILIATE OF AN APPLICANT, MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS, OR CONTROLLING BENEFICIAL OWNER THAT IS NOT A PUBLICLY TRADED CORPORATION OR A QUALIFIED PRIVATE FUND; AND

(b) EACH AFFILIATE OF A CONTROLLING BENEFICIAL OWNER THAT IS A QUALIFIED PRIVATE FUND.

(3) FOR REASONABLE CAUSE, THE STATE LICENSING AUTHORITY MAY REQUIRE DISCLOSURE OF:

(a) A COMPLETE AND ACCURATE LIST OF EACH NONOBJECTING BENEFICIAL INTEREST OWNER OF AN APPLICANT, MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS, OR CONTROLLING BENEFICIAL OWNER THAT IS A PUBLICLY TRADED CORPORATION;

(b) PASSIVE BENEFICIAL OWNERS OF THE MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS, AND FOR ANY PASSIVE BENEFICIAL OWNER THAT IS NOT A NATURAL PERSON, THE MEMBERS OF THE BOARD OF DIRECTORS, GENERAL PARTNERS, MANAGING MEMBERS, OR MANAGERS AND TEN PERCENT OR MORE OWNERS OF THE PASSIVE BENEFICIAL OWNER;

(c) A LIST OF EACH BENEFICIAL OWNER IN A QUALIFIED PRIVATE FUND THAT IS A CONTROLLING BENEFICIAL OWNER;

(d) ALL INDIRECT FINANCIAL INTEREST HOLDERS OF THE MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS, AND FOR ANY INDIRECT FINANCIAL INTEREST HOLDER THAT IS NOT A NATURAL PERSON
AND TEN PERCENT OR MORE BENEFICIAL OWNERS OF THE INDIRECT
FINANCIAL INTEREST HOLDER.

(4) AN APPLICANT OR MEDICAL MARIJUANA BUSINESS OR RETAIL
MARIJUANA BUSINESS THAT IS NOT A PUBLICLY TRADED CORPORATION
SHALL AFFIRM UNDER PENALTY OF PERJURY THAT IT EXERCISED
REASONABLE CARE TO CONFIRM THAT ITS PASSIVE BENEFICIAL OWNERS,
INDIRECT FINANCIAL INTEREST HOLDERS, AND QUALIFIED INSTITUTIONAL
INVESTORS ARE NOT PERSONS PROHIBITED PURSUANT TO SECTION
44-10-307, OR OTHERWISE RESTRICTED FROM HOLDING AN INTEREST
UNDER THIS ARTICLE 10. AN APPLICANT'S OR MEDICAL MARIJUANA
BUSINESS'S OR RETAIL MARIJUANA BUSINESS'S FAILURE TO EXERCISE
REASONABLE CARE IS A BASIS FOR DENIAL, FINE, SUSPENSION,
REVOCATION, OR OTHER SANCTION BY THE STATE LICENSING AUTHORITY.

(5) AN APPLICANT OR MEDICAL MARIJUANA BUSINESS OR RETAIL
MARIJUANA BUSINESS THAT IS A PUBLICLY TRADED CORPORATION SHALL
AFFIRM UNDER PENALTY OF PERJURY THAT IT EXERCISED REASONABLE
CARE TO CONFIRM THAT ITS NONOBJECTING PASSIVE BENEFICIAL OWNERS,
INDIRECT FINANCIAL INTEREST HOLDERS, AND QUALIFIED INSTITUTIONAL
INVESTORS ARE NOT PERSONS PROHIBITED PURSUANT TO SECTION
44-10-307, OR OTHERWISE RESTRICTED FROM HOLDING AN INTEREST
UNDER THIS ARTICLE 10. AN APPLICANT'S OR MEDICAL MARIJUANA
BUSINESS'S OR RETAIL MARIJUANA BUSINESS'S FAILURE TO EXERCISE
REASONABLE CARE IS A BASIS FOR DENIAL, FINE, SUSPENSION,
REVOCATION, OR OTHER SANCTION BY THE STATE LICENSING AUTHORITY.

(6) THIS SECTION DOES NOT RESTRICT THE STATE LICENSING
AUTHORITY'S ABILITY TO REASONABLY REQUEST INFORMATION OR
RECORDS AT RENEWAL OR AS PART OF ANY OTHER INVESTIGATION
FOLLOWING INITIAL LICENSURE OF A MEDICAL MARIJUANA BUSINESS OR
RETAIL MARIJUANA BUSINESS.

(7) THE SECURITIES COMMISSIONER MAY, BY RULE OR ORDER,
REQUIRE ADDITIONAL DISCLOSURES IF SUCH INFORMATION IS FULL AND
FAIR WITH RESPECT TO THE INVESTMENT OR IN THE INTEREST OF INVESTOR
PROTECTION.

44-10-310. Business owner and financial interest suitability
requirements. (1) THIS SECTION APPLIES TO ALL PERSONS REQUIRED TO
SUBMIT A FINDING OF SUITABILITY.

(2) ANY PERSON INTENDING TO BECOME A CONTROLLING
BENEFICIAL OWNER OF ANY MEDICAL MARIJUANA BUSINESS OR RETAIL
MARIJUANA BUSINESS, EXCEPT AS OTHERWISE PROVIDED IN SECTION
44-10-310 (4), SHALL FIRST SUBMIT A REQUEST TO THE STATE LICENSING
AUTHORITY FOR A FINDING OF SUITABILITY OR AN EXEMPTION FROM AN
Otherwise required finding of suitability.

(3) For reasonable cause, any other person that was disclosed or that should have been disclosed pursuant to section 44-10-309, including but not limited to a passive beneficial owner, shall submit a request for a finding of suitability.

(4) Failure to provide all requested information in connection with a request for a finding of suitability is grounds for denial of that finding of suitability.

(5) Failure to receive all required findings of suitability is grounds for denial of an application or for suspension, revocation, or other sanction against the license by the state licensing authority. For initial applications, the finding of suitability shall be required prior to submitting the application for licensure.

(6) Any person required to obtain a finding of suitability shall do so on forms provided by the state licensing authority and the forms must contain such information as the state licensing authority may require. Each suitability application must be verified by the oath or affirmation of the persons prescribed by the state licensing authority.

(7) A person requesting a finding of suitability shall provide the state licensing authority with a deposit to cover the direct and indirect costs of any investigation necessary to determine any required finding of suitability unless otherwise established by rule. The state licensing authority may make further rules regarding the deposit and direct and indirect costs that must be billed against the deposit, unless otherwise established by rule.

(8) When determining whether a person is suitable or unsuitable for licensure, the state licensing authority may consider the person's criminal character or record, licensing character or record, or financial character or record.

(9) A person that would otherwise be required to obtain a finding of suitability may request an exemption from the state licensing authority as determined by rule.

(10) Absent reasonable cause, the state licensing authority shall approve or deny a request for a finding of suitability within one hundred twenty days from the date of submission of the request for such finding.

(11) The state licensing authority may deny, suspend,
REVOKE, FINE, OR IMPOSE OTHER SANCTIONS AGAINST A PERSON'S LICENSE ISSUED PURSUANT TO THIS ARTICLE 10 IF THE STATE LICENSING AUTHORITY FINDS THE PERSON OR THE PERSON'S CONTROLLING BENEFICIAL OWNER, PASSIVE BENEFICIAL OWNER, OR INDIRECT FINANCIAL INTEREST HOLDER TO BE UNSUITABLE PURSUANT TO THIS SECTION."

Renumber succeeding statutory sections accordingly.

Page 74, line 26, strike "44-10-311" and substitute "44-10-313".

Page 74, line 27, strike "ownership," and substitute "ownership INVOLVING A CONTROLLING BENEFICIAL OWNER,".

Page 75, after line 15 insert:

"(3) FOR A TRANSFER OF OWNERSHIP INVOLVING A PASSIVE BENEFICIAL OWNER, THE LICENSE HOLDER SHALL NOTIFY THE STATE LICENSING AUTHORITY ON FORMS PREPARED AND FURNISHED BY THE STATE LICENSING AUTHORITY WITHIN FORTY-FIVE DAYS TO THE EXTENT DISCLOSURE IS REQUIRED BY SECTION 44-10-309.

(4) A PERSON THAT BECOMES A CONTROLLING BENEFICIAL OWNER OF A PUBLICLY TRADED CORPORATION THAT IS A MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS OR THAT BECOMES A BENEFICIAL OWNER, THROUGH DIRECT OR INDIRECT OWNERSHIP OF A CONTROLLING BENEFICIAL OWNER, OF TEN PERCENT OR MORE OF A MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS THAT IS A PUBLICLY TRADED CORPORATION MUST DISCLOSE THE INFORMATION REQUIRED BY SECTION 44-10-309 AND APPLY TO THE STATE LICENSING AUTHORITY FOR A FINDING OF SUITABILITY OR EXEMPTION FROM A FINDING OF SUITABILITY PURSUANT TO SECTION 44-10-310 WITHIN FORTY-FIVE DAYS AFTER BECOMING SUCH A CONTROLLING BENEFICIAL OWNER. A MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS SHALL NOTIFY EACH PERSON THAT IS SUBJECT TO THIS SUBSECTION (4) OF ITS REQUIREMENTS AS SOON AS THE MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS BECOMES AWARE OF THE BENEFICIAL OWNERSHIP TRIGGERING THE REQUIREMENT, PROVIDED THAT THE OBLIGATIONS OF THE PERSON SUBJECT TO THIS SUBSECTION (4) ARE INDEPENDENT OF, AND UNAFFECTED BY, THE MEDICAL MARIJUANA BUSINESS'S OR RETAIL MARIJUANA BUSINESS'S FAILURE TO GIVE THE NOTICE.".

Page 76, line 14, strike "owners, officers," and substitute "owners
officers, TO THE EXTENT DISCLOSURE IS REQUIRED BY SECTION
44-10-309, ".

Page 76, line 27, after "BUSINESS" insert "THAT IS NOT A PUBLICLY TRADED CORPORATION".

Page 77, line 10, after "BUSINESS" insert "THAT IS NOT A PUBLICLY TRADED CORPORATION".

Page 78, line 10, after "EMPLOYEES" insert "WITH DAY-TO-DAY OPERATIONAL CONTROL" and after "A" insert "MEDICAL MARIJUANA BUSINESS OR".

Page 80, line 2, strike "A" and substitute "EXCEPT FOR A PUBLICLY TRADED CORPORATION, A".

Page 80, line 5, strike "44-10-310. A" and substitute "44-10-312. EXCEPT FOR A PUBLICLY TRADED CORPORATION, a".

Page 80, line 6, strike "capital stock of any corporation" and substitute "capital stock of any corporation AN OWNER'S INTEREST OF ANY ENTITY".

Page 80, line 8, strike "A" and substitute "EXCEPT FOR A PUBLICLY TRADED CORPORATION, A".

Page 80, line 11, strike "44-10-310. A" and substitute "44-10-312. EXCEPT FOR A PUBLICLY TRADED CORPORATION, A".

Page 80, line 12 and 13, strike "CAPITAL STOCK OF ANY CORPORATION" and substitute "AN OWNER'S INTEREST OF ANY ENTITY".

Page 85, line 6, strike "of all persons" and substitute "of all persons".

Page 85, line 8, strike "THAT ARE" and substitute "PURSUANT TO SECTION 44-10-309 IN CONNECTION WITH EACH LICENSE ISSUED UNDER THIS ARTICLE 10.".

Page 85, strike lines 9 through 11.

Page 88, line 5, strike "44-10-311" and substitute "44-10-313".
Page 88, line 8, after "REGISTRATION" insert "OR PERMIT".

Page 95, line 12, strike "A" and substitute "EXCEPT AS PROVIDED IN
SUBSECTION (10)(b) OF THIS SECTION, A" and strike "NOT," and substitute
"NOT SELL,"

Page 95, line 13, strike "SELL"

Page 97, after line 8 insert:

(11) (a) (I) THERE IS AUTHORIZED A MEDICAL MARIJUANA
DELIVERY PERMIT TO A MEDICAL MARIJUANA STORE LICENSE AUTHORIZING
THE PERMIT HOLDER TO DELIVER MEDICAL MARIJUANA AND MEDICAL
MARIJUANA-INFUSED PRODUCTS.

(II) A MEDICAL MARIJUANA DELIVERY PERMIT IS VALID FOR ONE
YEAR AND MAY BE RENEWED ANNUALLY UPON RENEWAL OF THE MEDICAL
MARIJUANA STORE LICENSE.

(III) A MEDICAL MARIJUANA DELIVERY PERMIT ISSUED PURSUANT
TO THIS SECTION APPLIES TO ONLY ONE MEDICAL MARIJUANA STORE; EXCEPT THAT, A SINGLE MEDICAL MARIJUANA DELIVERY PERMIT MAY
APPLY TO MULTIPLE MEDICAL MARIJUANA STORES PROVIDED THAT THE
MEDICAL MARIJUANA STORES ARE IN THE SAME LOCAL JURISDICTION AND
ARE IDENTICALLY OWNED, AS DEFINED BY THE STATE LICENSING
AUTHORITY FOR PURPOSES OF THIS SECTION.

(IV) THE STATE LICENSING AUTHORITY MAY ISSUE A MEDICAL
MARIJUANA DELIVERY PERMIT TO A QUALIFIED APPLICANT, AS
DETERMINED BY THE STATE LICENSING AUTHORITY, THAT HOLDS A
MEDICAL MARIJUANA STORE LICENSE ISSUED PURSUANT TO THIS ARTICLE
10. THE STATE LICENSING AUTHORITY HAS DISCRETION IN DETERMINING
WHETHER AN APPLICANT IS QUALIFIED TO RECEIVE A MEDICAL MARIJUANA
DELIVERY PERMIT. A MEDICAL MARIJUANA DELIVERY PERMIT ISSUED BY
THE STATE LICENSING AUTHORITY IS DEEMED A REVOCABLE PRIVILEGE OF
A LICENSED MEDICAL MARIJUANA STORE. A VIOLATION RELATED TO A
MEDICAL MARIJUANA DELIVERY PERMIT IS GROUNDS FOR A FINE OR
SUSPENSION OR REVOCATION OF THE DELIVERY PERMIT OR MEDICAL
MARIJUANA STORE LICENSE.

(b) A MEDICAL MARIJUANA STORE LICENSEE SHALL NOT MAKE
DELIVERIES OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED
PRODUCTS TO PATIENTS OR PARENTS OR GUARDIANS WHILE ALSO
TRANSPORTING MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED
PRODUCTS BETWEEN LICENSED PREMISES IN THE SAME VEHICLE.

(c) A LICENSED MEDICAL MARIJUANA STORE SHALL CHARGE A
ONE-DOLLAR SURCHARGE ON EACH DELIVERY. THE LICENSED MEDICAL
MARIJUANA STORE SHALL REMIT THE SURCHARGES COLLECTED ON A
MONTHLY BASIS TO THE MUNICIPALITY WHERE THE LICENSED MEDICAL
MARIJUANA STORE IS LOCATED, OR TO THE COUNTY IF THE LICENSED
MEDICAL MARIJUANA STORE IS IN AN UNINCORPORATED AREA, FOR LOCAL
LAW ENFORCEMENT COSTS RELATED TO MARIJUANA ENFORCEMENT.
FAILURE TO COMPLY WITH THIS SUBSECTION (11)(c) MAY RESULT IN
NONRENEWAL OF THE MEDICAL MARIJUANA DELIVERY PERMIT.

(d) A LICENSED MEDICAL MARIJUANA STORE WITH A MEDICAL
MARIJUANA DELIVERY PERMIT MAY DELIVER MEDICAL MARIJUANA AND
MEDICAL MARIJUANA-INFUSED PRODUCTS ONLY TO THE PATIENT OR
PARENT OR GUARDIAN WHO PLACED THE ORDER AND WHO:

(I) IS A CURRENT REGISTRANT OF THE MEDICAL MARIJUANA
PATIENT REGISTRY AND IS TWENTY-ONE YEARS OF AGE OR OLDER OR THE
PARENT OR GUARDIAN OF A PATIENT WHO IS ALSO THE PATIENT'S PRIMARY
CAREGIVER;

(II) RECEIVES THE DELIVERY OF MEDICAL MARIJUANA OR MEDICAL
MARIJUANA-INFUSED PRODUCTS PURSUANT TO RULES; AND

(III) POSSESES AN ACCEPTABLE FORM OF IDENTIFICATION.

(e) ANY PERSON DELIVERING MEDICAL MARIJUANA OR MEDICAL
MARIJUANA-INFUSED PRODUCTS MUST POSSESS A VALID OCCUPATIONAL
LICENSE AND BE A CURRENT EMPLOYEE OF THE LICENSED MEDICAL
MARIJUANA STORE OR MEDICAL MARIJUANA TRANSPORTER LICENSEE WITH
A VALID MEDICAL MARIJUANA DELIVERY PERMIT; MUST HAVE UNDERGONE
TRAINING REGARDING PROOF-OF-AGE IDENTIFICATION AND VERIFICATION,
INCLUDING ALL FORMS OF IDENTIFICATION THAT ARE DEEMED
ACCEPTABLE BY THE STATE LICENSING AUTHORITY; AND MUST HAVE ANY
OTHER TRAINING REQUIRED BY THE STATE LICENSING AUTHORITY.

(f) IN ACCORDANCE WITH THIS SUBSECTION (11) AND RULES
ADOPTED TO IMPLEMENT THIS SUBSECTION (11), A LICENSED MEDICAL
MARIJUANA STORE WITH A VALID MEDICAL MARIJUANA DELIVERY PERMIT
MAY:

(I) RECEIVE AN ORDER BY ELECTRONIC OR OTHER MEANS FROM A
PATIENT OR THE PARENT OR GUARDIAN FOR THE PURCHASE AND DELIVERY
OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS.
WHEN USING AN ONLINE PLATFORM FOR MARIJUANA DELIVERY, THE
PLATFORM MUST REQUIRE THE PATIENT OR PARENT OR GUARDIAN TO
CHOOSE A MEDICAL MARIJUANA STORE BEFORE VIEWING THE PRICE.

(II) DELIVER MEDICAL MARIJUANA AND MEDICAL
MARIJUANA-INFUSED PRODUCTS NOT IN EXCESS OF THE AMOUNTS
ESTABLISHED BY THE STATE LICENSING AUTHORITY;
(III) Deliver only to a patient or a parent or guardian at the address provided in the order;

(IV) Deliver no more than once per day to the same patient or parent or guardian or residence;

(V) (A) Deliver only to private residences;
       (B) For purposes of this section, "private residences" means private premises where a person lives, such as a private dwelling place or place of habitation, and specifically excludes any premises located at a school or on the campus of an institution of higher education, or any other public property.

(VI) Deliver medical marijuana or medical marijuana-infused products only by a motor vehicle that complies with this section and the rules promulgated pursuant to this section and section 44-10-203 (2)(cc); and

(VII) Use an employee to conduct deliveries, or contract with a medical marijuana transporter that has a valid medical marijuana delivery permit to conduct deliveries on its behalf, from its medical marijuana store or its associated state licensing authority-authorized storage facility as defined by rule.

(g) (I) At the time of the order, the medical marijuana store shall require the patient or parent or guardian to provide information necessary to verify the patient is qualified to purchase and receive a delivery of medical marijuana and medical marijuana-infused products pursuant to this section. The provided information must, at a minimum, include the following:

   (A) The patient's name and date of birth;
   (B) The registration number reflected on the patient's registry identification card issued pursuant to section 25-1.5-106;
   (C) If the patient is under eighteen years of age, the name and date of birth of the parent or guardian designated as the patient's primary caregiver, and if applicable, the registration number of the primary caregiver;
   (D) The address of the residence where the order will be delivered; and
   (E) Any other information required by state licensing authority rule.

(II) Prior to transferring possession of the order to a patient or a parent or guardian, the person delivering the order
SHALL INSPECT THE PATIENT'S OR PARENT'S OR GUARDIAN'S
IDENTIFICATION AND REGISTRY IDENTIFICATION CARD ISSUED PURSUANT
TO SECTION 25-1.5-106, VERIFY THE POSSESSION OF A VALID REGISTRY
IDENTIFICATION CARD ISSUED PURSUANT TO SECTION 25-1.5-106, AND
VERIFY THAT THE INFORMATION PROVIDED AT THE TIME OF THE ORDER
MATCH THE NAME AND AGE ON THE PATIENT'S OR PARENT'S OR
GUARDIAN'S IDENTIFICATION.

(h) (I) UNLESS OTHERWISE PROVIDED BY THE STATE LICENSING
AUTHORITY BY RULES PROMULGATED PURSUANT TO THIS ARTICLE 10, ALL
REQUIREMENTS APPLICABLE TO OTHER LICENSES ISSUED PURSUANT TO
THIS ARTICLE 10 APPLY TO THE DELIVERY OF MEDICAL MARIJUANA AND
MEDICAL MARIJUANA-INFUSED PRODUCTS, INCLUDING BUT NOT LIMITED
TO INVENTORY TRACKING, TRANSPORTATION, AND PACKAGING AND
LABELING REQUIREMENTS.

(II) THE ADVERTISING REGULATIONS AND PROHIBITIONS ADOPTED
PURSUANT TO SECTION 44-10-203 (3)(a) APPLY TO MEDICAL MARIJUANA
DELIVERY OPERATIONS PURSUANT TO THIS SUBSECTION (11).

(i) IT IS NOT A VIOLATION OF ANY PROVISION OF STATE, CIVIL, OR
CRIMINAL LAW FOR A LICENSED MEDICAL MARIJUANA STORE OR MEDICAL
MARIJUANA TRANSPORTER LICENSEE WITH A VALID MEDICAL MARIJUANA
DELIVERY PERMIT, OR SUCH PERSON WHO HAS MADE TIMELY AND
SUFFICIENT APPLICATION FOR THE RENEWAL OF THE PERMIT, OR ITS
LICENSEES TO POSSESS, TRANSPORT, AND DELIVER MEDICAL MARIJUANA
AND MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO A MEDICAL
MARIJUANA DELIVERY PERMIT IN AMOUNTS THAT DO NOT EXCEED
AMOUNTS ESTABLISHED BY THE STATE LICENSING AUTHORITY.

(j) A LOCAL LAW ENFORCEMENT AGENCY MAY REQUEST STATE
LICENSING AUTHORITY REPORTS, INCLUDING COMPLAINTS, INVESTIGATIVE
ACTIONS, AND FINAL AGENCY ACTION ORDERS, RELATED TO CRIMINAL
ACTIVITY MATERIALLY RELATED TO MEDICAL MARIJUANA DELIVERY IN
THE LAW ENFORCEMENT AGENCY'S JURISDICTION, AND THE STATE
LICENSING AUTHORITY SHALL PROMPTLY PROVIDE ANY REPORTS IN ITS
POSSESSION FOR THE LAW ENFORCEMENT AGENCY'S JURISDICTION.

(k) (I) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION,
DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED
PRODUCTS IS NOT PERMITTED IN ANY MUNICIPALITY, COUNTY, OR CITY
AND COUNTY UNLESS THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY,
BY EITHER A MAJORITY OF THE REGISTERED ELECTORS OF THE
MUNICIPALITY, COUNTY, OR CITY AND COUNTY VOTING AT A REGULAR
ELECTION OR SPECIAL ELECTION CALLED IN ACCORDANCE WITH THE
"COLORADO MUNICIPAL ELECTION CODE OF 1965", ARTICLE 10 OF TITLE
31, OR THE "UNIFORM ELECTION CODE OF 1992", ARTICLES 1 TO 13 OF
TITLE 1, AS APPLICABLE, OR A MAJORITY OF THE MEMBERS OF THE
GOVERNING BOARD FOR THE MUNICIPALITY, COUNTY, OR CITY AND
COUNTY, VOTE TO ALLOW THE DELIVERY OF MEDICAL MARIJUANA OR
MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO THIS SECTION.

(II) AN ORDINANCE ADOPTED PURSUANT TO SUBSECTION (11)(k)(I)
OF THIS SECTION MAY PROHIBIT DELIVERY OF MEDICAL MARIJUANA OR
MEDICAL MARIJUANA-INFUSED PRODUCTS FROM A MEDICAL MARIJUANA
STORE THAT IS OUTSIDE A MUNICIPALITY'S, COUNTY'S, CITY'S, OR CITY AND
COUNTY'S JURISDICTIONAL BOUNDARIES TO AN ADDRESS WITHIN ITS
JURISDICTIONAL BOUNDARIES.

(i) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION,
DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS IS NOT
PERMITTED AT ANY SCHOOL OR ON THE CAMPUS OF ANY INSTITUTION OF
HIGHER EDUCATION.

(m) (I) THE STATE LICENSING AUTHORITY SHALL BEGIN ISSUING
MEDICAL MARIJUANA DELIVERY PERMITS TO QUALIFIED MEDICAL
MARIJUANA STORE APPLICANTS ON, BUT NOT EARLIER THAN, JANUARY 2,
2020.

(II) NO LATER THAN JANUARY 2, 2021, THE STATE LICENSING
AUTHORITY SHALL SUBMIT A REPORT TO THE FINANCE COMMITTEES OF THE
HOUSE OF REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR
COMMITTEES, REGARDING THE NUMBER OF MEDICAL MARIJUANA
DELIVERY APPLICATIONS SUBMITTED, THE NUMBER OF MEDICAL
MARIJUANA DELIVERY PERMITS ISSUED, ANY FINDINGS BY THE STATE
LICENSING AUTHORITY OF CRIMINAL ACTIVITY MATERIALLY RELATED TO
MEDICAL MARIJUANA DELIVERY, AND ANY INCIDENT REPORTS THAT
INCLUDE FELONY CHARGES MATERIALLY RELATED TO MEDICAL
MARIJUANA DELIVERY, WHICH WERE FILED AND REPORTED TO THE STATE
LICENSING AUTHORITY BY THE LAW ENFORCEMENT AGENCY, DISTRICT
ATTORNEY, OR OTHER AGENCY RESPONSIBLE FOR FILING THE FELONY
CHARGES. THE STATE LICENSING AUTHORITY MAY CONSULT WITH THE
DIVISION OF CRIMINAL JUSTICE IN THE DEPARTMENT OF PUBLIC SAFETY IN
THE COLLECTION AND ANALYSIS OF ADDITIONAL CRIME DATA MATERIALLY
RELATED TO MEDICAL MARIJUANA DELIVERY.

(12) NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE
CONTRARY, A LICENSED MEDICAL MARIJUANA STORE MAY COMPENSATE
ITS EMPLOYEES USING PERFORMANCE-BASED INCENTIVES, INCLUDING
SALES-BASED PERFORMANCE-BASED INCENTIVES.".
"(7) NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRAARY, A LICENSED MEDICAL MARIJUANA CULTIVATION FACILITY MAY COMPENSATE ITS EMPLOYEES USING PERFORMANCE-BASED INCENTIVES, INCLUDING SALES-BASED PERFORMANCE-BASED INCENTIVES.".

Page 110, after line 4 insert:
"(11) NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY, A LICENSED MEDICAL MARIJUANA PRODUCTS MANUFACTURER MAY COMPENSATE ITS EMPLOYEES USING PERFORMANCE-BASED INCENTIVES, INCLUDING SALES-BASED PERFORMANCE-BASED INCENTIVES.".

Page 111, line 19, after "distribution," insert "DELIVERY,"

Page 113, after line 1 insert:
"(5) (a) (I) THERE IS AUTHORIZED A MEDICAL MARIJUANA DELIVERY PERMIT TO A MEDICAL MARIJUANA TRANSPORTER LICENSE AUTHORIZING THE PERMIT HOLDER TO DELIVER MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS.

(II) A MEDICAL MARIJUANA DELIVERY PERMIT IS VALID FOR ONE YEAR AND MAY BE RENEWED ANNUALLY UPON RENEWAL OF THE MEDICAL MARIJUANA TRANSPORTER LICENSE.

(III) A MEDICAL MARIJUANA DELIVERY PERMIT ISSUED PURSUANT TO THIS SECTION APPLIES TO ONLY ONE MEDICAL MARIJUANA TRANSPORTER; EXCEPT THAT, A SINGLE MEDICAL MARIJUANA DELIVERY PERMIT MAY APPLY TO MULTIPLE MEDICAL MARIJUANA TRANSPORTERS PROVIDED THAT THE MEDICAL MARIJUANA TRANSPORTERS ARE IN THE SAME LOCAL JURISDICTION AND ARE IDENTICALLY OWNED, AS DEFINED BY THE STATE LICENSING AUTHORITY FOR PURPOSES OF THIS SECTION.

(IV) THE STATE LICENSING AUTHORITY MAY ISSUE A MEDICAL MARIJUANA DELIVERY PERMIT TO A QUALIFIED APPLICANT, AS DETERMINED BY THE STATE LICENSING AUTHORITY, THAT HOLDS A MEDICAL MARIJUANA TRANSPORTER LICENSE ISSUED PURSUANT TO THIS ARTICLE 10. THE STATE LICENSING AUTHORITY HAS DISCRETION IN DETERMINING WHETHER AN APPLICANT IS QUALIFIED TO RECEIVE A MEDICAL MARIJUANA DELIVERY PERMIT. A MEDICAL MARIJUANA DELIVERY PERMIT ISSUED BY THE STATE LICENSING AUTHORITY IS DEEMED A REVOCABLE PRIVILEGE OF A LICENSED MEDICAL MARIJUANA TRANSPORTER. A VIOLATION RELATED TO A MEDICAL MARIJUANA DELIVERY PERMIT IS GROUNDS FOR A FINE OR SUSPENSION OR REVOCATION OF THE DELIVERY PERMIT OR MEDICAL MARIJUANA TRANSPORTER LICENSE.
(b) A medical marijuana transporter licensee shall not make deliveries of medical marijuana or medical marijuana-infused products to patients or parents or guardians while also transporting medical marijuana or medical marijuana-infused products between licensed premises in the same vehicle.

(c) A licensed medical marijuana transporter with a medical marijuana delivery permit may deliver medical marijuana and medical marijuana-infused products on behalf of a medical marijuana store only to the patient or parent or guardian who placed the order with a medical marijuana store and who:

   (I) is a current registrant of the medical marijuana patient registry and is twenty-one years of age or older or the parent or guardian of a patient who is also the patient's primary caregiver;

   (II) receives the delivery of medical marijuana or medical marijuana-infused products pursuant to rules; and

   (III) possesses an acceptable form of identification.

(d) In accordance with this subsection (5) and rules adopted to implement this subsection (5), a licensed medical marijuana transporter with a valid medical marijuana delivery permit may:

   (I) not accept orders on behalf of a medical marijuana store and may only pick up already packaged medical marijuana delivery orders from a medical marijuana store or its associated state licensing authority-authorized storage facility as defined by rule and deliver those orders to the appropriate patient, parent, or guardian;

   (II) deliver medical marijuana and medical marijuana-infused products not in excess of the amounts established by the state licensing authority;

   (III) deliver only to a patient or parent or guardian at the address provided in the order;

   (IV) deliver no more than once per day to the same patient or residence;

   (V) (A) deliver only to a private residence;

   (B) for purposes of this section, "private residences" means private premises where a person lives, such as a private dwelling place or place of habitation, and specifically excludes any premises located at a school or on the campus of an
(VI) Deliver medical marijuana or medical marijuana-infused products only by a motor vehicle that complies with this section and the rules promulgated pursuant to this section and section 44-10-203 (2)(cc); and

(VII) Use an employee to conduct deliveries on behalf of, and pursuant to a contract with, a medical marijuana store that has a valid medical marijuana delivery permit from its medical marijuana store or its associated state licensing authority-authorized storage facility as defined by rule.

(e) Prior to transferring possession of the order to a patient or a parent or guardian, the person delivering the order shall inspect the patient's or parent's or guardian's identification and registry identification card issued pursuant to section 25-1.5-106, verify the possession of a valid registry identification card issued pursuant to section 25-1.5-106, and verify that the information provided at the time of the order match the name and age on the patient's or parent's or guardian's identification.

(f) Any person delivering medical marijuana or medical marijuana-infused products for a medical marijuana transporter must possess a valid occupational license and be a current employee of the medical marijuana transporter licensee with a valid medical marijuana delivery permit; must have undergone training regarding proof-of-age identification and verification, including all forms of identification that are deemed acceptable by the state licensing authority; and must have any other training required by the state licensing authority.

(g) (I) Unless otherwise provided by the state licensing authority by rules promulgated pursuant to this article 10, all requirements applicable to other licenses issued pursuant to this article 10 apply to the delivery of medical marijuana and medical marijuana-infused products, including but not limited to inventory tracking, transportation, and packaging and labeling requirements.

(II) The advertising regulations and prohibitions adopted pursuant to section 44-10-203 (3)(a) apply to medical marijuana delivery operations pursuant to this subsection (5).

(h) It is not a violation of any provision of state, civil, or criminal law for a licensed medical marijuana transporter
LICENSEE WITH A VALID MEDICAL MARIJUANA DELIVERY PERMIT, OR SUCH PERSON WHO HAS MADE TIMELY AND SUFFICIENT APPLICATION FOR THE RENEWAL OF THE PERMIT, OR ITS LICENSEES TO POSSESS, TRANSPORT, AND DELIVER MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO A MEDICAL MARIJUANA DELIVERY PERMIT IN AMOUNTS THAT DO NOT EXCEED AMOUNTS ESTABLISHED BY THE STATE LICENSING AUTHORITY.

(i) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION, DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS IS NOT PERMITTED IN ANY MUNICIPALITY, COUNTY, OR CITY AND COUNTY UNLESS THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY, BY EITHER A MAJORITY OF THE REGISTERED ELECTORS OF THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY VOTING AT A REGULAR ELECTION OR SPECIAL ELECTION CALLED IN ACCORDANCE WITH THE "COLORADO MUNICIPAL ELECTION CODE OF 1965", ARTICLE 10 OF TITLE 31, OR THE "UNIFORM ELECTION CODE OF 1992", ARTICLES 1 TO 13 OF TITLE 1, AS APPLICABLE, OR A MAJORITY OF THE MEMBERS OF THE GOVERNING BOARD FOR THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY, VOTE TO ALLOW THE DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO THIS SECTION.

(II) AN ORDINANCE ADOPTED PURSUANT TO SUBSECTION (5)(i)(I) OF THIS SECTION MAY PROHIBIT DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS FROM A MEDICAL MARIJUANA STORE THAT IS OUTSIDE A MUNICIPALITY’S, COUNTY’S, CITY’S, OR CITY AND COUNTY’S JURISDICTIONAL BOUNDARIES TO AN ADDRESS WITHIN ITS JURISDICTIONAL BOUNDARIES.

(j) THE STATE LICENSING AUTHORITY SHALL BEGIN ISSUING MEDICAL MARIJUANA DELIVERY PERMITS TO QUALIFIED MEDICAL MARIJUANA TRANSPORTER APPLICANTS ON, BUT NOT EARLIER THAN, JANUARY 2, 2021.

Page 113, line 6, strike "an owner" and substitute "an owner ANOTHER MEDICAL MARIJUANA BUSINESS OR RETAIL MARIJUANA BUSINESS".

Page 121, after line 7 insert:

"(13) (a) (I) THERE IS AUTHORIZED A RETAIL MARIJUANA DELIVERY PERMIT TO A RETAIL MARIJUANA STORE LICENSE AUTHORIZING THE PERMIT HOLDER TO DELIVER RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS.

(II) A RETAIL MARIJUANA DELIVERY PERMIT IS VALID FOR ONE YEAR AND MAY BE RENEWED ANNUALLY UPON RENEWAL OF THE RETAIL
MARIJUANA STORE LICENSE OR RETAIL MARIJUANA TRANSPORTER LICENSE.

(III) A RETAIL MARIJUANA DELIVERY PERMIT ISSUED PURSUANT TO THIS SECTION APPLIES TO ONLY ONE RETAIL MARIJUANA STORE; EXCEPT THAT, A SINGLE RETAIL MARIJUANA DELIVERY PERMIT MAY APPLY TO MULTIPLE RETAIL MARIJUANA STORES PROVIDED THAT THE RETAIL MARIJUANA STORES ARE IN THE SAME LOCAL JURISDICTION AND ARE IDENTICALLY OWNED, AS DEFINED BY THE STATE LICENSING AUTHORITY FOR PURPOSES OF THIS SECTION.

(IV) THE STATE LICENSING AUTHORITY MAY ISSUE A RETAIL MARIJUANA DELIVERY PERMIT TO A QUALIFIED APPLICANT, AS DETERMINED BY THE STATE LICENSING AUTHORITY, THAT HOLDS A RETAIL MARIJUANA STORE LICENSE ISSUED PURSUANT TO THIS ARTICLE 10. A PERMIT APPLICANT IS PROHIBITED FROM DELIVERING RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS WITHOUT STATE AND LOCAL JURISDICTION APPROVAL. IF THE APPLICANT DOES NOT RECEIVE LOCAL JURISDICTION APPROVAL WITHIN ONE YEAR FROM THE DATE OF THE STATE LICENSING AUTHORITY APPROVAL, THE STATE PERMIT EXPIRES AND MAY NOT BE RENEWED. IF AN APPLICATION IS DENIED BY THE LOCAL LICENSING AUTHORITY, THE STATE LICENSING AUTHORITY SHALL REVOKE THE STATE-ISSUED PERMIT. THE STATE LICENSING AUTHORITY HAS DISCRETION IN DETERMINING WHETHER AN APPLICANT IS QUALIFIED TO RECEIVE A RETAIL MARIJUANA DELIVERY PERMIT. A RETAIL MARIJUANA DELIVERY PERMIT ISSUED BY THE STATE LICENSING AUTHORITY IS DEEMED A REVOCAble PRIVILEGE OF A LICENSED RETAIL MARIJUANA STORE OR RETAIL MARIJUANA TRANSPORTER LICENSEE. A VIOLATION RELATED TO A RETAIL MARIJUANA DELIVERY PERMIT IS GROUNDS FOR A FINE OR SUSPENSION OR REVOCATION OF THE DELIVERY PERMIT OR RETAIL MARIJUANA STORE LICENSE.

(b) A RETAIL MARIJUANA STORE LICENSEE SHALL NOT MAKE DELIVERIES OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS TO INDIVIDUALS WHILE ALSO TRANSPORTING RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS BETWEEN LICENSED PREMISES IN THE SAME VEHICLE.

(c) THE LICENSED RETAIL MARIJUANA STORE SHALL CHARGE A ONE-DOLLAR SURCHARGE ON EACH DELIVERY. THE LICENSED RETAIL MARIJUANA STORE SHALL REMIT THE SURCHARGES COLLECTED ON A MONTHLY BASIS TO THE MUNICIPALITY WHERE THE LICENSED RETAIL MARIJUANA STORE IS LOCATED, OR TO THE COUNTY IF THE LICENSED RETAIL MARIJUANA STORE IS IN AN UNINCORPORATED AREA, FOR LOCAL LAW ENFORCEMENT COSTS RELATED TO MARIJUANA ENFORCEMENT. FAILURE TO COMPLY WITH THIS SUBSECTION (13)(c) MAY RESULT IN
NONRENEWAL OF THE RETAIL MARIJUANA DELIVERY PERMIT.

(d) A LICENSED RETAIL MARIJUANA STORE WITH A RETAIL MARIJUANA DELIVERY PERMIT MAY DELIVER RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS ONLY TO THE INDIVIDUAL WHO PLACED THE ORDER AND WHO:

(I) IS TWENTY-ONE YEARS OF AGE OR OLDER;

(II) RECEIVES THE DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS PURSUANT TO RULES; AND

(III) POSSESSES AN ACCEPTABLE FORM OF IDENTIFICATION.

(e) ANY PERSON DELIVERING RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS MUST POSSESS A VALID OCCUPATIONAL LICENSE AND BE A CURRENT EMPLOYEE OF THE LICENSED RETAIL MARIJUANA STORE OR RETAIL MARIJUANA TRANSPORTER LICENSEE WITH A VALID RETAIL MARIJUANA DELIVERY PERMIT; MUST HAVE UNDERGONE TRAINING REGARDING PROOF-OF-AGE IDENTIFICATION AND VERIFICATION, INCLUDING ALL FORMS OF IDENTIFICATION THAT ARE DEEMED ACCEPTABLE BY THE STATE LICENSING AUTHORITY; AND MUST HAVE ANY OTHER TRAINING REQUIRED BY THE STATE LICENSING AUTHORITY.

(f) IN ACCORDANCE WITH THIS SUBSECTION (13) AND RULES ADOPTED TO IMPLEMENT THIS SUBSECTION (13), A LICENSED RETAIL MARIJUANA STORE WITH A VALID RETAIL MARIJUANA DELIVERY PERMIT MAY:

(I) RECEIVE AN ORDER THROUGH ELECTRONIC OR OTHER MEANS FOR THE PURCHASE AND DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS. WHEN USING AN ONLINE PLATFORM FOR MARIJUANA DELIVERY, THE PLATFORM MUST REQUIRE THE INDIVIDUAL TO CHOOSE A RETAIL MARIJUANA STORE BEFORE VIEWING THE PRICE.

(II) DELIVER RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS NOT IN EXCESS OF THE AMOUNTS ESTABLISHED BY THE STATE LICENSING AUTHORITY;

(III) DELIVER ONLY TO AN INDIVIDUAL AT THE ADDRESS PROVIDED IN THE ORDER;

(IV) DELIVER NO MORE THAN ONCE PER DAY TO THE SAME INDIVIDUAL OR RESIDENCE;

(V) (A) DELIVER ONLY TO PRIVATE RESIDENCES;

(B) FOR PURPOSES OF THIS SECTION, "PRIVATE RESIDENCES" MEANS PRIVATE PREMISES WHERE A PERSON LIVES, SUCH AS A PRIVATE DWELLING PLACE OR PLACE OF HABITATION, AND SPECIFICALLY EXCLUDES ANY PREMISES LOCATED AT A SCHOOL OR ON THE CAMPUS OF AN INSTITUTION OF HIGHER EDUCATION, OR ANY OTHER PUBLIC PROPERTY.

(VI) DELIVER RETAIL MARIJUANA OR RETAIL MARIJUANA
PRODUCTS ONLY BY A MOTOR VEHICLE THAT COMPLIES WITH THIS SECTION AND THE RULES PROMULGATED PURSUANT TO THIS SECTION AND SECTION 44-10-203 (2)(cc); AND

(VII) USE AN EMPLOYEE TO CONDUCT DELIVERIES, OR CONTRACT WITH A RETAIL MARIJUANA TRANSPORTER THAT HAS A VALID RETAIL MARIJUANA DELIVERY PERMIT TO CONDUCT DELIVERIES ON ITS BEHALF, FROM ITS RETAIL MARIJUANA STORE OR ITS ASSOCIATED STATE LICENSING AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY RULE.

(g) (I) AT THE TIME OF THE ORDER, THE RETAIL MARIJUANA STORE SHALL REQUIRE THE INDIVIDUAL TO PROVIDE INFORMATION NECESSARY TO VERIFY THE INDIVIDUAL IS AT LEAST TWENTY-ONE YEARS OF AGE. THE PROVIDED INFORMATION MUST, AT A MINIMUM, INCLUDE THE FOLLOWING:

(A) THE PATIENT'S NAME AND DATE OF BIRTH;

(B) THE ADDRESS OF THE RESIDENCE WHERE THE ORDER WILL BE DELIVERED; AND

(C) ANY OTHER INFORMATION REQUIRED BY STATE LICENSING AUTHORITY RULE.

(II) PRIOR TO TRANSFERRING POSSESSION OF THE ORDER TO AN INDIVIDUAL, THE PERSON DELIVERING THE ORDER SHALL INSPECT THE INDIVIDUAL’S IDENTIFICATION AND VERIFY THAT THE INFORMATION PROVIDED AT THE TIME OF THE ORDER MATCH THE NAME AND AGE ON THE INDIVIDUAL’S IDENTIFICATION.

(h) (I) UNLESS OTHERWISE PROVIDED BY THE STATE LICENSING AUTHORITY BY RULES PROMULGATED PURSUANT TO THIS ARTICLE 10, ALL REQUIREMENTS APPLICABLE TO OTHER LICENSES ISSUED PURSUANT TO THIS ARTICLE 10 APPLY TO THE DELIVERY OF RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS, INCLUDING BUT NOT LIMITED TO INVENTORY TRACKING, TRANSPORTATION, AND PACKAGING AND LABELING REQUIREMENTS.

(II) THE ADVERTISING REGULATIONS AND PROHIBITIONS ADOPTED PURSUANT TO SECTION 44-10-203 (3)(a) APPLY TO RETAIL MARIJUANA DELIVERY OPERATIONS PURSUANT TO THIS SUBSECTION (13).

(i) IT IS NOT A VIOLATION OF ANY PROVISION OF STATE, CIVIL, OR CRIMINAL LAW FOR A LICENSED RETAIL MARIJUANA STORE OR RETAIL MARIJUANA TRANSPORTER LICENSEE WITH A VALID RETAIL MARIJUANA DELIVERY PERMIT, OR SUCH PERSON WHO HAS MADE TIMELY AND SUFFICIENT APPLICATION FOR THE RENEWAL OF THE PERMIT, OR ITS LICENSEES TO POSSESS, TRANSPORT, AND DELIVER RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS PURSUANT TO A RETAIL MARIJUANA DELIVERY PERMIT IN AMOUNTS THAT DO NOT EXCEED AMOUNTS ESTABLISHED BY THE STATE LICENSING AUTHORITY.
(j) A local law enforcement agency may request state licensing authority reports, including complaints, investigatory action, and final agency action orders, related to criminal activity materially related to retail marijuana delivery in the law enforcement agency's jurisdiction, and the state licensing authority shall promptly provide any reports in its possession for the law enforcement agency's jurisdiction.

(k) (I) Notwithstanding any provisions of this section, delivery of retail marijuana or retail marijuana products is not permitted in any municipality, county, or city and county unless the municipality, county, or city and county, by either a majority of the registered electors of the municipality, county, or city and county voting at a regular election or special election called in accordance with the "Colorado Municipal Election Code of 1965", article 10 of title 31, or the "Uniform Election Code of 1992", articles 1 to 13 of title 1, as applicable, or a majority of the members of the governing board for the municipality, county, or city and county, vote to allow the delivery of retail marijuana or retail marijuana products pursuant to this section.

(II) An ordinance adopted pursuant to subsection (13)(k)(I) of this section may prohibit delivery of retail marijuana and retail marijuana products from a retail marijuana store that is outside a municipality's, county's, city's, or city and county's jurisdictional boundaries to an address within its jurisdictional boundaries.

(l) Notwithstanding any provisions of this section, delivery of retail marijuana or retail marijuana products is not permitted at any school or on the campus of any institution of higher education.

(m) The state licensing authority shall begin issuing retail marijuana delivery permits to qualified retail marijuana store applicants on, but not earlier than, January 2, 2021.".

Page 126, lines 12 and 13, strike "a cannabis opportunity manufacturer" and substitute "an accelerator".

Page 126, line 14, strike "a cannabis opportunity manufacturer" and substitute "an accelerator".

Page 133, lines 20 and 21, strike "a cannabis opportunity
MANUFACTURER" and substitute "AN ACCELERATOR".

Page 133, lines 22 and 23, strike "A CANNABIS OPPORTUNITY MANUFACTURER" and substitute "AN ACCELERATOR".

Page 135, line 13, after "distribution," insert "DELIVERY,".

Page 136, after line 17 insert:

"(5) (a) (I) THERE IS AUTHORIZED A RETAIL MARIJUANA DELIVERY PERMIT TO A RETAIL MARIJUANA TRANSPORTER LICENSE AUTHORIZING THE PERMIT HOLDER TO DELIVER RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS.

(II) A RETAIL MARIJUANA DELIVERY PERMIT IS VALID FOR ONE YEAR AND MAY BE RENEWED ANNUALLY UPON RENEWAL OF THE RETAIL MARIJUANA TRANSPORTER LICENSE.

(III) A RETAIL MARIJUANA DELIVERY PERMIT ISSUED PURSUANT TO THIS SECTION APPLIES TO ONLY ONE RETAIL MARIJUANA TRANSPORTER; EXCEPT THAT A SINGLE RETAIL MARIJUANA DELIVERY PERMIT MAY APPLY TO MULTIPLE RETAIL MARIJUANA TRANSPORTERS PROVIDED THAT THE RETAIL MARIJUANA TRANSPORTERS ARE IN THE SAME LOCAL JURISDICTION AND ARE IDENTICALLY OWNED, AS DEFINED BY THE STATE LICENSING AUTHORITY FOR PURPOSES OF THIS SECTION.

(IV) THE STATE LICENSING AUTHORITY MAY ISSUE A RETAIL MARIJUANA DELIVERY PERMIT TO A QUALIFIED APPLICANT, AS DETERMINED BY THE STATE LICENSING AUTHORITY, THAT HOLDS A RETAIL MARIJUANA TRANSPORTER LICENSE ISSUED PURSUANT TO THIS ARTICLE 10. A PERMIT APPLICANT IS PROHIBITED FROM DELIVERING RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS WITHOUT STATE AND LOCAL JURISDICTION APPROVAL. IF THE APPLICANT DOES NOT RECEIVE LOCAL JURISDICTION APPROVAL WITHIN ONE YEAR FROM THE DATE OF THE STATE LICENSING AUTHORITY APPROVAL, THE STATE PERMIT EXPIRES AND MAY NOT BE RENEWED. IF AN APPLICATION IS DENIED BY THE LOCAL LICENSING AUTHORITY, THE STATE LICENSING AUTHORITY SHALL REVOKE THE STATE-ISSUED PERMIT. THE STATE LICENSING AUTHORITY HAS DISCRETION IN DETERMINING WHETHER AN APPLICANT IS QUALIFIED TO RECEIVE A RETAIL MARIJUANA DELIVERY PERMIT. A RETAIL MARIJUANA DELIVERY PERMIT ISSUED BY THE STATE LICENSING AUTHORITY IS DEEMED A REVOCABLE PRIVILEGE OF A LICENSED RETAIL MARIJUANA TRANSPORTER. A VIOLATION RELATED TO A RETAIL MARIJUANA DELIVERY PERMIT IS GROUNDS FOR A FINE OR SUSPENSION OR REVOCATION OF THE DELIVERY PERMIT OR RETAIL MARIJUANA TRANSPORTER LICENSE.
(b) A RETAIL MARIJUANA TRANSPORTER LICENSEE SHALL NOT
MAKE DELIVERIES OF RETAIL MARIJUANA OR RETAIL MARIJUANA
PRODUCTS TO INDIVIDUALS WHILE ALSO TRANSPORTING RETAIL
MARIJUANA OR RETAIL MARIJUANA PRODUCTS BETWEEN LICENSED
PREMISES IN THE SAME VEHICLE.

(c) A LICENSED RETAIL MARIJUANA TRANSPORTER WITH A RETAIL
MARIJUANA DELIVERY PERMIT MAY DELIVER RETAIL MARIJUANA AND
RETAIL MARIJUANA PRODUCTS ON BEHALF OF A RETAIL MARIJUANA STORE
ONLY TO THE INDIVIDUAL WHO PLACED THE ORDER WITH A RETAIL
MARIJUANA STORE AND WHO:

(I) IS TWENTY-ONE YEARS OF AGE OR OLDER;

(II) RECEIVES THE DELIVERY OF RETAIL MARIJUANA OR RETAIL
MARIJUANA PRODUCTS PURSUANT TO RULES; AND

(III) POSSESS AN ACCEPTABLE FORM OF IDENTIFICATION.

(d) IN ACCORDANCE WITH THIS SUBSECTION (5) AND RULES
ADOPTED TO IMPLEMENT THIS SUBSECTION (5), A LICENSED RETAIL
MARIJUANA TRANSPORTER WITH A VALID RETAIL MARIJUANA DELIVERY
PERMIT MAY:

(I) NOT ACCEPT ORDERS ON BEHALF OF A RETAIL MARIJUANA
STORE AND MAY ONLY PICK UP ALREADY PACKAGED RETAIL MARIJUANA
DELIVERY ORDERS FROM A RETAIL MARIJUANA STORE OR ITS ASSOCIATED
STATE LICENSING AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED
BY RULE AND DELIVER THOSE ORDERS TO THE APPROPRIATE INDIVIDUAL;

(II) DELIVER RETAIL MARIJUANA AND RETAIL MARIJUANA
PRODUCTS NOT IN EXCESS OF THE AMOUNTS ESTABLISHED BY THE STATE
LICENSED AUTHORITY;

(III) DELIVER ONLY TO AN INDIVIDUAL AT THE ADDRESS PROVIDED
IN THE ORDER;

(IV) DELIVER NO MORE THAN ONCE PER DAY TO THE SAME
INDIVIDUAL OR RESIDENCE;

(V) (A) DELIVER ONLY TO A PRIVATE RESIDENCE;

(B) FOR PURPOSES OF THIS SECTION, "PRIVATE RESIDENCES"
MEANS PRIVATE PREMISES WHERE A PERSON LIVES, SUCH AS A PRIVATE
DWELLING PLACE OR PLACE OF HABITATION, AND SPECIFICALLY EXCLUDES
ANY PREMISES LOCATED AT A SCHOOL OR ON THE CAMPUS OF AN
INSTITUTION OF HIGHER EDUCATION, OR ANY OTHER PUBLIC PROPERTY.

(VI) DELIVER RETAIL MARIJUANA OR RETAIL MARIJUANA
PRODUCTS ONLY BY A MOTOR VEHICLE THAT COMPLIES WITH THIS SECTION
AND THE RULES PROMULGATED PURSUANT TO THIS SECTION AND SECTION
44-10-203 (2)(cc); AND

(VII) USE AN EMPLOYEE TO CONDUCT DELIVERIES ON BEHALF OF,
AND PURSUANT TO A CONTRACT WITH, A RETAIL MARIJUANA STORE THAT
HAS A VALID RETAIL MARIJUANA DELIVERY PERMIT FROM ITS RETAIL
MARIJUANA STORE OR ITS ASSOCIATED STATE LICENSING
AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY RULE.

(c) Prior to transferring possession of the order to an
individual, the person delivering the order shall inspect the
individual's identification and verify that the information
provided at the time of the order match the name and age on the
individual's identification.

(f) Any person delivering retail marijuana or retail
marijuana products for a retail marijuana transporter must
possess a valid occupational license and be a current employee
of the retail marijuana transporter licensee with a valid retail
marijuana delivery permit; must have undergone training
regarding proof-of-age identification and verification,
including all forms of identification that are deemed
acceptable by the state licensing authority; and must have any
other training required by the state licensing authority.

(g) (I) Unless otherwise provided by the state licensing
authority by rules promulgated pursuant to this Article 10, all
requirements applicable to other licenses issued pursuant to
this Article 10 apply to the delivery of retail marijuana and
retail marijuana products, including but not limited to
inventory tracking, transportation, and packaging and labeling
requirements.

(II) The advertising regulations and prohibitions adopted
pursuant to section 44-10-203 (3)(a) apply to retail marijuana
delivery operations pursuant to this subsection (5).

(h) It is not a violation of any provision of state, civil, or
criminal law for a licensed retail marijuana transporter
licensee with a valid retail marijuana delivery permit, or such
person who has made timely and sufficient application for the
renewal of the permit, or its licensees to possess, transport, and
deliver retail marijuana and retail marijuana products
pursuant to a retail marijuana delivery permit in amounts that
do not exceed amounts established by the state licensing
authority.

(i) (I) Notwithstanding any provisions of this section,
delivery of retail marijuana or retail marijuana products is not
permitted in any municipality, county, or city and county unless
the municipality, county, or city and county, by either a
MAJORITY OF THE REGISTERED ELECTORS OF THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY VOTING AT A REGULAR ELECTION OR SPECIAL ELECTION CALLED IN ACCORDANCE WITH THE "COLORADO MUNICIPAL ELECTION CODE OF 1965", ARTICLE 10 OF TITLE 31, OR THE "UNIFORM ELECTION CODE OF 1992", ARTICLES 1 TO 13 OF TITLE 1, AS APPLICABLE, OR A MAJORITY OF THE MEMBERS OF THE GOVERNING BOARD FOR THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY, VOTE TO ALLOW THE DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS PURSUANT TO THIS SECTION.

(II) AN ORDINANCE ADOPTED PURSUANT TO SUBSECTION (5)(i)(I) OF THIS SECTION MAY PROHIBIT DELIVERY OF RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS FROM A RETAIL MARIJUANA STORE THAT IS OUTSIDE A MUNICIPALITY'S, COUNTY'S, CITY'S, OR CITY AND COUNTY'S JURISDICTIONAL BOUNDARIES TO AN ADDRESS WITHIN ITS JURISDICTIONAL BOUNDARIES.

(j) THE STATE LICENSING AUTHORITY SHALL BEGIN ISSUING RETAIL MARIJUANA DELIVERY PERMITS TO QUALIFIED RETAIL MARIJUANA TRANSPORTER APPLICANTS ON, BUT NOT EARLIER THAN, JANUARY 2, 2021.

Page 136, line 24, after "license." insert "(1)".

Page 137, after line 4, insert:

"(2) THE STATE LICENSING AUTHORITY SHALL BEGIN ACCEPTING APPLICATIONS FOR RETAIL MARIJUANA ACCELERATOR CULTIVATOR LICENSES ON JULY 1, 2020."

Page 137, line 6, after "license." insert "(1)".

Page 137, after line 13, insert:

"(2) THE STATE LICENSING AUTHORITY SHALL BEGIN ACCEPTING APPLICATIONS FOR RETAIL MARIJUANA ACCELERATOR MANUFACTURER LICENSES ON JULY 1, 2020."

Page 138, line 7, strike "AN UNREPORTED" and substitute "A".

Page 138, line 9, strike "10;" and substitute "10 THAT WAS NOT DISCLOSED IN ACCORDANCE WITH SECTION 44-10-309;".

Page 138, lines 18 and 19, strike "WITHOUT PRIOR APPROVAL FROM THE STATE LICENSING AUTHORITY;" and substitute "THAT WAS NOT DISCLOSED"
IN ACCORDANCE WITH SECTION 44-10-309;".

Page 139, line 9, strike "44-10-311" and substitute "44-10-313".

Page 143, after line 7 insert:

"(8) (a) It is unlawful for a person to engage in any act or omission with the intent to evade disclosure, reporting, record keeping, or suitability requirements pursuant to this Article 10, including but not limited to the following:

(I) Failing to file a report required under this Article 10 or causing or attempting to cause a person to fail to file such a report;

(II) Filing or causing or attempting to cause a person to file a report required under this Article 10 that contains a material omission or misstatement of fact;

(III) Making false or misleading statements regarding the offering of an owner's interest in a medical marijuana business or retail marijuana business; or

(IV) Structuring any transaction with the intent to evade disclosure, reporting, record keeping, or suitability requirements pursuant to this Article 10.

(b) The state licensing authority may deny, suspend, revoke, fine, or impose other sanctions against a person's license issued under this Article 10 if the state licensing authority finds a violation of this subsection (8) by the person, the person's controlling beneficial owner, passive beneficial owner, indirect financial interest holder, or any agent or employee thereof."

Renumber succeeding subsection accordingly.

Page 146, line 3, strike "44-10-311" and substitute "44-10-313".

Page 146, line 5, strike "44-10-310" and substitute "44-10-312".

Page 146, line 8, strike "44-10-312" and substitute "44-10-314".

Page 156, after line 25 insert:

"(III.5) Statutory and regulatory requirements related to marijuana delivery;"

Page 160, line 4, strike "(26)" and substitute "(34)".
Page 160, line 5, strike ">(45);" and substitute ">(57);".

Page 162, line 7, strike "(26)" and substitute "(34)".

Page 162, line 8, strike "(45)." and substitute "(57).".

Page 171, line 21, strike "(53)" and substitute "(65)".

Page 174, line 15, strike "(26)." and substitute "(34).".

Page 176, line 19 strike "2020," and substitute "2020; except that sections 44-10-501 (3)(e), 44-10-503 (5)(b), 44-10-601 (3)(c), and 44-10-603 (11) of section 5 of this act take effect July 1, 2020, ".

Page 177, line 2, strike "governor, except that sections 5" and substitute "governor.".

Page 177, strike line 3.

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