

HOUSE COMMITTEE OF REFERENCE REPORT

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Chair of Committee

April 13, 2023  
Date

Committee on Finance.

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

HB23-1279 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 2, line 2, strike "**repeal**" and substitute  
2 "**amend**".

3 Page 2, line 5, strike "(7) (c)" and substitute "(7) (c) (I)".

4 Page 2, strike line 8 and substitute "~~marijuana store's licensed premises~~  
5 A LICENSED RETAIL MARIJUANA STORE MAY ACCEPT PAYMENT ONLINE FOR  
6 THE SALE OF RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS.

7 (II) UNLESS OTHERWISE AUTHORIZED BY THIS ARTICLE 10, AN  
8 INDIVIDUAL MUST BE PHYSICALLY PRESENT ON THE RETAIL MARIJUANA  
9 STORE'S LICENSED PREMISES TO TAKE POSSESSION OF THE PURCHASED  
10 RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCT.

11 (III) AT THE TIME OF AN ONLINE ORDER, THE RETAIL MARIJUANA  
12 STORE SHALL REQUIRE THE PURCHASING INDIVIDUAL TO PROVIDE  
13 INFORMATION NECESSARY TO VERIFY THAT THE INDIVIDUAL IS AT LEAST  
14 TWENTY-ONE YEARS OF AGE. AT A MINIMUM, THE STORE SHALL REQUIRE  
15 THE INDIVIDUAL'S NAME, THE INDIVIDUAL'S DATE OF BIRTH, AND ANY  
16 OTHER INFORMATION REQUIRED BY THE STATE LICENSING AUTHORITY BY  
17 RULE. WHEN THE INDIVIDUAL ARRIVES TO PICKUP THE ONLINE ORDER, THE  
18 STORE SHALL INSPECT THE INDIVIDUAL'S IDENTIFICATION. THE STORE  
19 SHALL NOT TRANSFER POSSESSION OF THE ORDER UNLESS THE NAME AND  
20 DATE OF BIRTH PROVIDED AT THE TIME OF THE ORDER MATCHES THE NAME  
21 AND DATE OF BIRTH ON THE INDIVIDUAL'S IDENTIFICATION.

22 (IV) A RETAIL MARIJUANA STORE SHALL ENSURE THAT AN  
23 INDIVIDUAL PURCHASING RETAIL MARIJUANA OR RETAIL MARIJUANA  
24 PRODUCTS ONLINE IS PROVIDED WITH DIGITAL VERSIONS OF ALL WARNINGS  
25 OR EDUCATIONAL MATERIALS THAT THE RETAIL MARIJUANA STORE IS  
26 REQUIRED TO POST AND PROVIDE ON ITS LICENSED PREMISES, INCLUDING

1 THE WARNING REQUIRED PURSUANT TO SECTION 44-10-203 (3)(h), THE  
2 EDUCATIONAL MATERIAL REQUIRED IN SUBSECTION (3)(d) OF THIS  
3 SECTION, AND ANY ADDITIONAL RELEVANT WARNINGS OR EDUCATIONAL  
4 MATERIALS, AS APPLICABLE. THE INDIVIDUAL MUST ACKNOWLEDGE  
5 RECEIPT OF THE WARNINGS AND EDUCATIONAL MATERIALS BEFORE  
6 COMPLETING THE PURCHASE."

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