

**First Regular Session  
Seventy-second General Assembly  
STATE OF COLORADO**

**REVISED**

*This Version Includes All Amendments Adopted  
on Second Reading in the Second House*

LLS NO. 19-0822.01 Michael Dohr x4347

**HOUSE BILL 19-1234**

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**A BILL FOR AN ACT**

101 **CONCERNING ALLOWING DELIVERY OF REGULATED MARIJUANA BY**  
102 **REGULATED MARIJUANA SELLERS, AND, IN CONNECTION**  
103 **THEREWITH, MAKING AN APPROPRIATION.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

The bill creates marijuana delivery permits for licensed medical marijuana centers and transporters and licensed retail marijuana stores and transporters that allow the centers, stores, and transporters to deliver medical marijuana, medical marijuana-infused products, retail marijuana, and retail marijuana products to customers. The bill gives the state

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters or bold & italic numbers indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

SENATE  
2nd Reading Unamended  
April 30, 2019

HOUSE  
3rd Reading Unamended  
April 18, 2019

HOUSE  
Amended 2nd Reading  
April 17, 2019

licensing authority rule-making authority over the permit and delivery system. Medical marijuana delivery permitting begins January 2, 2020, and retail marijuana delivery permitting begins January 2, 2021.

The bill requires responsible vendor training programs to include marijuana delivery training.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 44-11-202, **amend**  
3 (2)(a)(XXI), (2)(a)(XXVIII), and (2)(a)(XXIX); and **add** (2)(a)(XXX) as  
4 follows:

5 **44-11-202. Powers and duties of state licensing authority -**  
6 **rules.** (2) (a) Rules promulgated pursuant to subsection (1)(b) of this  
7 section may include, but need not be limited to, the following subjects:

8 (XXI) Medical marijuana transporter licensed businesses,  
9 including requirements for drivers, including obtaining and maintaining  
10 a valid Colorado driver's license; insurance requirements; acceptable time  
11 frames for transport, storage, and delivery; requirements for transport  
12 vehicles; REQUIREMENTS FOR DELIVERIES; and requirements for licensed  
13 premises;

14 (XXVIII) Requirements for a centralized distribution permit for  
15 optional premises cultivation facilities issued pursuant to section  
16 44-11-403 (5), including but not limited to permit application  
17 requirements and privileges and restrictions of a centralized distribution  
18 permit; ~~and~~

19 (XXIX) Requirements for issuance of colocation permits to a  
20 marijuana research and development licensee or a marijuana research and  
21 development cultivation licensee authorizing colocation with a medical  
22 marijuana-infused products manufacturing licensed premises, including  
23 application requirements, eligibility, restrictions to prevent

1 cross-contamination and to ensure physical separation of inventory and  
2 research activities, and other privileges and restrictions of permits; AND  
3 (XXX) REQUIREMENTS FOR MEDICAL MARIJUANA AND MEDICAL  
4 MARIJUANA-INFUSED PRODUCTS DELIVERY AS DESCRIBED IN SECTION  
5 44-11-402 (11) AND SECTION 44-11-406 (5), INCLUDING:  
6 (A) QUALIFICATIONS AND ELIGIBILITY REQUIREMENTS FOR  
7 LICENSED MEDICAL MARIJUANA CENTERS AND MEDICAL MARIJUANA  
8 TRANSPORTERS APPLYING FOR A MEDICAL MARIJUANA DELIVERY PERMIT;  
9 (B) TRAINING REQUIREMENTS FOR PERSONNEL OF MEDICAL  
10 MARIJUANA CENTERS AND MEDICAL MARIJUANA TRANSPORTERS THAT  
11 HOLD A MEDICAL MARIJUANA DELIVERY PERMIT WHO WILL DELIVER  
12 MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS  
13 PURSUANT TO THIS ARTICLE 11 AND REQUIREMENTS THAT MEDICAL  
14 MARIJUANA CENTERS AND MEDICAL MARIJUANA TRANSPORTERS OBTAIN  
15 A RESPONSIBLE VENDOR DESIGNATION PURSUANT TO SECTION 44-11-1102  
16 PRIOR TO CONDUCTING A DELIVERY;  
17 (C) PROCEDURES FOR PROOF OF MEDICAL MARIJUANA REGISTRY  
18 AND AGE IDENTIFICATION AND VERIFICATION;  
19 (D) SECURITY REQUIREMENTS;  
20 (E) DELIVERY VEHICLE REQUIREMENTS, INCLUDING  
21 REQUIREMENTS FOR SURVEILLANCE;  
22 (F) RECORD-KEEPING REQUIREMENTS;  
23 (G) LIMITS ON THE AMOUNT OF MEDICAL MARIJUANA AND  
24 MEDICAL MARIJUANA-INFUSED PRODUCTS THAT MAY BE CARRIED IN A  
25 DELIVERY VEHICLE AND DELIVERED TO A PATIENT OR PARENT OR  
26 GUARDIAN, WHICH CANNOT EXCEED LIMITS PLACED ON SALES AT LICENSED  
27 MEDICAL MARIJUANA CENTERS;

1 (H) INVENTORY TRACKING SYSTEM REQUIREMENTS;

2 (I) HEALTH AND SAFETY REQUIREMENTS FOR MEDICAL MARIJUANA  
3 AND MEDICAL MARIJUANA-INFUSED PRODUCTS DELIVERED TO A PATIENT  
4 OR PARENT OR GUARDIAN;

5 (J) CONFIDENTIALITY REQUIREMENTS TO ENSURE THAT PERSONS  
6 DELIVERING MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED  
7 PRODUCTS PURSUANT TO THIS ARTICLE 11 DO NOT DISCLOSE PERSONAL  
8 IDENTIFYING INFORMATION TO ANY PERSON OTHER THAN THOSE WHO  
9 NEED THAT INFORMATION IN ORDER TO TAKE, PROCESS, OR DELIVER THE  
10 ORDER OR AS OTHERWISE REQUIRED OR AUTHORIZED BY THIS ARTICLE 11,  
11 TITLE 18, OR TITLE 25; AND

12 (K) AN APPLICATION FEE AND ANNUAL RENEWAL FEE FOR THE  
13 MEDICAL MARIJUANA DELIVERY PERMIT. THE AMOUNT OF THE FEE MUST  
14 REFLECT THE EXPECTED COSTS OF ADMINISTERING THE MEDICAL  
15 MARIJUANA DELIVERY PERMIT AND MAY BE ADJUSTED BY THE STATE  
16 LICENSING AUTHORITY TO REFLECT THE PERMIT'S ACTUAL DIRECT AND  
17 INDIRECT COSTS.

18 (L) THE PERMITTED HOURS OF DELIVERY OF MEDICAL MARIJUANA  
19 AND MEDICAL MARIJUANA-INFUSED PRODUCTS;

20 (M) REQUIREMENTS FOR AREAS WHERE MEDICAL MARIJUANA AND  
21 MEDICAL MARIJUANA-INFUSED PRODUCTS ORDERS ARE STORED, WEIGHED,  
22 PACKAGED, PREPARED, AND TAGGED, INCLUDING REQUIREMENTS THAT  
23 MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS  
24 CANNOT BE PLACED INTO A DELIVERY VEHICLE UNTIL AFTER AN ORDER  
25 HAS BEEN PLACED AND THAT ALL DELIVERY ORDERS MUST BE PACKAGED  
26 ON THE LICENSED PREMISES OF A MEDICAL MARIJUANA CENTER OR ITS  
27 ASSOCIATED STATE LICENSING AUTHORITY-AUTHORIZED STORAGE

1 FACILITY AS DEFINED BY RULE AFTER AN ORDER HAS BEEN RECEIVED; AND  
2 (N) PAYMENT METHODS, INCLUDING BUT NOT LIMITED TO THE USE  
3 OF GIFT CARDS AND PREPAYMENT ACCOUNTS.

4 **SECTION 2.** In Colorado Revised Statutes, 44-12-202, **amend**  
5 (3)(a)(XVIII), (3)(a)(XXIII), and (3)(a)(XXIV); and **add** (3)(a)(XXV) as  
6 follows:

7 **44-12-202. Powers and duties of state licensing authority -**  
8 **rules.** (3) (a) Rules promulgated pursuant to subsection (2)(b) of this  
9 section must include, but need not be limited to, the following subjects:

10 (XVIII) Retail marijuana transporter licensed businesses,  
11 including requirements for drivers, including obtaining and maintaining  
12 a valid Colorado driver's license; insurance requirements; acceptable time  
13 frames for transport, storage, and delivery; requirements for transport  
14 vehicles; REQUIREMENTS FOR DELIVERIES; and requirements for licensed  
15 premises;

16 (XXIII) Requirements for a centralized distribution permit for  
17 retail marijuana cultivation facilities issued pursuant to section 44-12-403  
18 (7), including but not limited to permit application requirements and  
19 privileges and restrictions of a centralized distribution permit; ~~and~~

20 (XXIV) Requirements for issuance of colocation permits to a  
21 marijuana research and development licensee or a marijuana research and  
22 development cultivation licensee authorizing colocation with a retail  
23 marijuana products manufacturing licensed premises, including  
24 application requirements, eligibility, restrictions to prevent  
25 cross-contamination and to ensure physical separation of inventory and  
26 research activities, and other privileges and restrictions of permits; AND

27 (XXV) REQUIREMENTS FOR RETAIL MARIJUANA AND RETAIL

1 MARIJUANA PRODUCTS DELIVERY AS DESCRIBED IN SECTION 44-12-402  
2 (12) AND SECTION 44-12-406 (5), INCLUDING:

- 3 (A) QUALIFICATIONS AND ELIGIBILITY REQUIREMENTS FOR RETAIL  
4 MARIJUANA STORES AND RETAIL MARIJUANA TRANSPORTERS APPLYING  
5 FOR A RETAIL MARIJUANA DELIVERY PERMIT;
- 6 (B) TRAINING REQUIREMENTS FOR PERSONNEL OF RETAIL  
7 MARIJUANA STORES AND RETAIL MARIJUANA TRANSPORTERS THAT HOLD  
8 A RETAIL MARIJUANA DELIVERY PERMIT THAT WILL DELIVER RETAIL  
9 MARIJUANA OR RETAIL MARIJUANA PRODUCTS PURSUANT TO THIS ARTICLE  
10 12 AND REQUIREMENTS THAT RETAIL MARIJUANA STORES AND RETAIL  
11 MARIJUANA TRANSPORTERS OBTAIN A RESPONSIBLE VENDOR DESIGNATION  
12 PURSUANT TO SECTION 44-11-1102 PRIOR TO CONDUCTING A DELIVERY;
- 13 (C) PROCEDURES FOR AGE IDENTIFICATION AND VERIFICATION;
- 14 (D) SECURITY REQUIREMENTS;
- 15 (E) DELIVERY VEHICLE REQUIREMENTS, INCLUDING  
16 REQUIREMENTS FOR SURVEILLANCE;
- 17 (F) RECORD-KEEPING REQUIREMENTS;
- 18 (G) LIMITS ON THE AMOUNT OF RETAIL MARIJUANA AND RETAIL  
19 MARIJUANA PRODUCTS THAT MAY BE CARRIED IN A DELIVERY VEHICLE  
20 AND DELIVERED TO AN INDIVIDUAL, WHICH CANNOT EXCEED LIMITS  
21 PLACED ON SALES AT RETAIL MARIJUANA STORES;
- 22 (H) INVENTORY TRACKING SYSTEM REQUIREMENTS;
- 23 (I) HEALTH AND SAFETY REQUIREMENTS FOR RETAIL MARIJUANA  
24 AND RETAIL MARIJUANA PRODUCTS DELIVERED TO AN INDIVIDUAL;
- 25 (J) CONFIDENTIALITY REQUIREMENTS TO ENSURE THAT PERSONS  
26 DELIVERING RETAIL MARIJUANA PURSUANT TO THIS ARTICLE 12 DO NOT  
27 DISCLOSE PERSONAL IDENTIFYING INFORMATION AND HEALTH CARE

1 INFORMATION TO ANY PERSON OTHER THAN THOSE WHO NEED THAT  
2 INFORMATION IN ORDER TO TAKE, PROCESS, OR DELIVER THE ORDER OR AS  
3 OTHERWISE REQUIRED OR AUTHORIZED BY THIS ARTICLE 12, TITLE 18, OR  
4 TITLE 25;

5 (K) AN APPLICATION FEE AND ANNUAL RENEWAL FEE FOR THE  
6 RETAIL MARIJUANA DELIVERY PERMIT. THE AMOUNT OF THE FEE MUST  
7 REFLECT THE EXPECTED COSTS OF ADMINISTERING THE RETAIL MARIJUANA  
8 DELIVERY PERMIT AND MAY BE ADJUSTED BY THE STATE LICENSING  
9 AUTHORITY TO REFLECT THE PERMIT'S ACTUAL DIRECT AND INDIRECT  
10 COSTS.

11 (L) THE PERMITTED HOURS OF DELIVERY OF RETAIL MARIJUANA  
12 AND RETAIL MARIJUANA PRODUCTS;

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

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

24 **SECTION 3.** In Colorado Revised Statutes, 44-11-301, **amend**  
25 (1) introductory portion, (1)(g), and (1)(h); and **add** (1)(i) as follows:

26 **44-11-301. Local licensing authority - applications - licenses**  
27 **- permits.** (1) A local licensing authority may issue only the following

1 medical marijuana licenses OR PERMITS upon payment of the fee and  
2 compliance with all local licensing requirements to be determined by the  
3 local licensing authority:

4 (g) A marijuana research and development license; and

5 (h) A marijuana research and development cultivation license;

6 AND

7 (i) A MEDICAL MARIJUANA DELIVERY PERMIT.

8 **SECTION 4.** In Colorado Revised Statutes, 44-12-301, amend  
9 (1) as follows:

10 **44-12-301. Local approval - licensing.** (1) When the state  
11 licensing authority receives an application for original licensing OR  
12 ISSUANCE OF A RETAIL MARIJUANA DELIVERY PERMIT or renewal of an  
13 existing license OR PERMIT for any marijuana establishment, the state  
14 licensing authority shall provide, within seven days, a copy of the  
15 application to the local jurisdiction in which the establishment is to be  
16 located unless the local jurisdiction has prohibited the operation of retail  
17 marijuana establishments pursuant to section 16 (5)(f) of article XVIII of  
18 the state constitution. The local jurisdiction shall determine whether the  
19 application complies with local restrictions on time, place, manner, and  
20 the number of marijuana businesses. The local jurisdiction shall inform  
21 the state licensing authority whether the application complies with local  
22 restrictions on time, place, manner, and the number of marijuana  
23 businesses.

24 **SECTION 5.** In Colorado Revised Statutes, 44-11-402, add (11)  
25 as follows:

26 **44-11-402. Medical marijuana center license - medical**  
27 **marijuana delivery permit - report - rules - repeal.** (11) (a) (I) THERE



1 IS AUTHORIZED A MEDICAL MARIJUANA DELIVERY PERMIT TO A MEDICAL  
2 MARIJUANA CENTER LICENSE AUTHORIZING THE PERMIT HOLDER TO  
3 DELIVER MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED  
4 PRODUCTS.

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

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

15 (IV) THE STATE LICENSING AUTHORITY MAY ISSUE A MEDICAL  
16 MARIJUANA DELIVERY PERMIT TO A QUALIFIED APPLICANT, AS  
17 DETERMINED BY THE STATE LICENSING AUTHORITY, THAT HOLDS A  
18 MEDICAL MARIJUANA CENTER LICENSE ISSUED PURSUANT TO THIS ARTICLE  
19 11. THE STATE LICENSING AUTHORITY HAS DISCRETION IN DETERMINING  
20 WHETHER AN APPLICANT IS QUALIFIED TO RECEIVE A MEDICAL MARIJUANA  
21 DELIVERY PERMIT. A MEDICAL MARIJUANA DELIVERY PERMIT ISSUED BY  
22 THE STATE LICENSING AUTHORITY IS DEEMED A REVOCABLE PRIVILEGE OF  
23 A LICENSED MEDICAL MARIJUANA CENTER. A VIOLATION RELATED TO A  
24 MEDICAL MARIJUANA DELIVERY PERMIT IS GROUNDS FOR A FINE OR  
25 SUSPENSION OR REVOCATION OF THE DELIVERY PERMIT OR MEDICAL  
26 MARIJUANA CENTER LICENSE.

27 (b) A MEDICAL MARIJUANA CENTER LICENSEE SHALL NOT MAKE

1 DELIVERIES OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED  
2 PRODUCTS TO PATIENTS OR PARENTS OR GUARDIANS WHILE ALSO  
3 TRANSPORTING MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED  
4 PRODUCTS BETWEEN LICENSED PREMISES IN THE SAME VEHICLE.

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

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

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

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

24 (III) POSSESSES AN ACCEPTABLE FORM OF IDENTIFICATION.

25 (e) ANY PERSON DELIVERING MEDICAL MARIJUANA OR MEDICAL  
26 MARIJUANA-INFUSED PRODUCTS MUST POSSESS A VALID OCCUPATIONAL  
27 LICENSE AND BE A CURRENT EMPLOYEE OF THE LICENSED MEDICAL

1 MARIJUANA CENTER OR MEDICAL MARIJUANA TRANSPORTER LICENSEE  
2 WITH A VALID MEDICAL MARIJUANA DELIVERY PERMIT; MUST HAVE  
3 UNDERGONE TRAINING REGARDING PROOF-OF-AGE IDENTIFICATION AND  
4 VERIFICATION, INCLUDING ALL FORMS OF IDENTIFICATION THAT ARE  
5 DEEMED ACCEPTABLE BY THE STATE LICENSING AUTHORITY; AND MUST  
6 HAVE ANY OTHER TRAINING REQUIRED BY THE STATE LICENSING  
7 AUTHORITY.

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

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

18 (II) DELIVER MEDICAL MARIJUANA AND MEDICAL  
19 MARIJUANA-INFUSED PRODUCTS NOT IN EXCESS OF THE AMOUNTS  
20 ESTABLISHED BY THE STATE LICENSING AUTHORITY;

21 (III) DELIVER ONLY TO A PATIENT OR A PARENT OR GUARDIAN AT  
22 THE ADDRESS PROVIDED IN THE ORDER;

23 (IV) DELIVER NO MORE THAN ONCE PER DAY TO THE SAME  
24 PATIENT OR PARENT OR GUARDIAN OR RESIDENCE;

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

26 (B) FOR PURPOSES OF THIS SECTION, "PRIVATE RESIDENCES"  
27 MEANS PRIVATE PREMISES WHERE A PERSON LIVES, SUCH AS A PRIVATE

1 DWELLING PLACE OR PLACE OF HABITATION, AND SPECIFICALLY EXCLUDES  
2 ANY PREMISES LOCATED AT A SCHOOL OR ON THE CAMPUS OF AN  
3 INSTITUTION OF HIGHER EDUCATION, OR ANY OTHER PUBLIC PROPERTY.

4 (VI) DELIVER MEDICAL MARIJUANA OR MEDICAL  
5 MARIJUANA-INFUSED PRODUCTS ONLY BY A MOTOR VEHICLE THAT  
6 COMPLIES WITH THIS SECTION AND THE RULES PROMULGATED PURSUANT  
7 TO THIS SECTION AND SECTION 44-11-202 (2)(a)(XXX); AND

8 (VII) USE AN EMPLOYEE TO CONDUCT DELIVERIES, OR CONTRACT  
9 WITH A MEDICAL MARIJUANA TRANSPORTER THAT HAS A VALID MEDICAL  
10 MARIJUANA DELIVERY PERMIT TO CONDUCT DELIVERIES ON ITS BEHALF,  
11 FROM ITS MEDICAL MARIJUANA CENTER OR ITS ASSOCIATED STATE  
12 LICENSING AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY  
13 RULE.

14 (g) (I) AT THE TIME OF THE ORDER, THE MEDICAL MARIJUANA  
15 CENTER SHALL REQUIRE THE PATIENT OR PARENT OR GUARDIAN TO  
16 PROVIDE INFORMATION NECESSARY TO VERIFY THE PATIENT IS QUALIFIED  
17 TO PURCHASE AND RECEIVE A DELIVERY OF MEDICAL MARIJUANA AND  
18 MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO THIS SECTION.  
19 THE PROVIDED INFORMATION MUST, AT A MINIMUM, INCLUDE THE  
20 FOLLOWING:

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

22 (B) THE REGISTRATION NUMBER REFLECTED ON THE PATIENT'S  
23 REGISTRY IDENTIFICATION CARD ISSUED PURSUANT TO SECTION  
24 25-1.5-106;

25 (C) IF THE PATIENT IS UNDER EIGHTEEN YEARS OF AGE, THE NAME  
26 AND DATE OF BIRTH OF THE PARENT OR GUARDIAN DESIGNATED AS THE  
27 PATIENT'S PRIMARY CAREGIVER, AND IF APPLICABLE, THE REGISTRATION

1 NUMBER OF THE PRIMARY CAREGIVER;

2 (D) THE ADDRESS OF THE RESIDENCE WHERE THE ORDER WILL BE  
3 DELIVERED; AND

4 (E) ANY OTHER INFORMATION REQUIRED BY STATE LICENSING  
5 AUTHORITY RULE.

6 (II) PRIOR TO TRANSFERRING POSSESSION OF THE ORDER TO A  
7 PATIENT OR A PARENT OR GUARDIAN, THE PERSON DELIVERING THE ORDER  
8 SHALL INSPECT THE PATIENT'S OR PARENT'S OR GUARDIAN'S  
9 IDENTIFICATION AND REGISTRY IDENTIFICATION CARD ISSUED PURSUANT  
10 TO SECTION 25-1.5-106, VERIFY THE POSSESSION OF A VALID REGISTRY  
11 IDENTIFICATION CARD ISSUED PURSUANT TO SECTION 25-1.5-106, AND  
12 VERIFY THAT THE INFORMATION PROVIDED AT THE TIME OF THE ORDER  
13 MATCH THE NAME AND AGE ON THE PATIENT'S OR PARENT'S OR  
14 GUARDIAN'S IDENTIFICATION.

15 (h) (I) UNLESS OTHERWISE PROVIDED BY THE STATE LICENSING  
16 AUTHORITY BY RULES PROMULGATED PURSUANT TO THIS ARTICLE 11, ALL  
17 REQUIREMENTS APPLICABLE TO OTHER LICENSES ISSUED PURSUANT TO  
18 THIS ARTICLE 11 APPLY TO THE DELIVERY OF MEDICAL MARIJUANA AND  
19 MEDICAL MARIJUANA-INFUSED PRODUCTS, INCLUDING BUT NOT LIMITED  
20 TO INVENTORY TRACKING, TRANSPORTATION, AND PACKAGING AND  
21 LABELING REQUIREMENTS.

22 (II) THE ADVERTISING REGULATIONS AND PROHIBITIONS ADOPTED  
23 PURSUANT TO SECTION 44-11-202 (3)(a)(II) APPLY TO MEDICAL  
24 MARIJUANA DELIVERY OPERATIONS PURSUANT TO THIS SUBSECTION (11).

25 (i) IT IS NOT A VIOLATION OF ANY PROVISION OF STATE, CIVIL, OR  
26 CRIMINAL LAW FOR A LICENSED MEDICAL MARIJUANA CENTER OR MEDICAL  
27 MARIJUANA TRANSPORTER LICENSEE WITH A VALID MEDICAL MARIJUANA

1 DELIVERY PERMIT, OR SUCH PERSON WHO HAS MADE TIMELY AND  
2 SUFFICIENT APPLICATION FOR THE RENEWAL OF THE PERMIT, OR ITS  
3 LICENSEES TO POSSESS, TRANSPORT, AND DELIVER MEDICAL MARIJUANA  
4 AND MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO A MEDICAL  
5 MARIJUANA DELIVERY PERMIT IN AMOUNTS THAT DO NOT EXCEED  
6 AMOUNTS ESTABLISHED BY THE STATE LICENSING AUTHORITY.

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

14 (k) (I) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION,  
15 DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED  
16 PRODUCTS IS NOT PERMITTED IN ANY MUNICIPALITY, COUNTY, OR CITY  
17 AND COUNTY UNLESS THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY,  
18 BY EITHER A MAJORITY OF THE REGISTERED ELECTORS OF THE  
19 MUNICIPALITY, COUNTY, OR CITY AND COUNTY VOTING AT A REGULAR  
20 ELECTION OR SPECIAL ELECTION CALLED IN ACCORDANCE WITH THE  
21 "COLORADO MUNICIPAL ELECTION CODE OF 1965", ARTICLE 10 OF TITLE  
22 31, OR THE "UNIFORM ELECTION CODE OF 1992", ARTICLES 1 TO 13 OF  
23 TITLE 1, AS APPLICABLE, OR A MAJORITY OF THE MEMBERS OF THE  
24 GOVERNING BOARD FOR THE MUNICIPALITY, COUNTY, OR CITY AND  
25 COUNTY, VOTE TO ALLOW THE DELIVERY OF MEDICAL MARIJUANA OR  
26 MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO THIS SECTION.

27 (II) AN ORDINANCE ADOPTED PURSUANT TO SUBSECTION (11)(k)(I)

1 OF THIS SECTION MAY PROHIBIT DELIVERY OF MEDICAL MARIJUANA OR  
2 MEDICAL MARIJUANA-INFUSED PRODUCTS FROM A MEDICAL MARIJUANA  
3 CENTER THAT IS OUTSIDE A MUNICIPALITY'S, COUNTY'S, CITY'S, OR CITY  
4 AND COUNTY'S JURISDICTIONAL BOUNDARIES TO AN ADDRESS WITHIN ITS  
5 JURISDICTIONAL BOUNDARIES.

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

10 (m) (I) THE STATE LICENSING AUTHORITY SHALL BEGIN ISSUING  
11 MEDICAL MARIJUANA DELIVERY PERMITS TO QUALIFIED MEDICAL  
12 MARIJUANA CENTER APPLICANTS ON, BUT NOT EARLIER THAN, JANUARY  
13 2, 2020.

14 (II) NO LATER THAN JANUARY 2, 2021, THE STATE LICENSING  
15 AUTHORITY SHALL SUBMIT A REPORT TO THE FINANCE COMMITTEES OF THE  
16 HOUSE OF REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR  
17 COMMITTEES, REGARDING THE NUMBER OF MEDICAL MARIJUANA  
18 DELIVERY APPLICATIONS SUBMITTED, THE NUMBER OF MEDICAL  
19 MARIJUANA DELIVERY PERMITS ISSUED, ANY FINDINGS BY THE STATE  
20 LICENSING AUTHORITY OF CRIMINAL ACTIVITY MATERIALLY RELATED TO  
21 MEDICAL MARIJUANA DELIVERY, AND ANY INCIDENT REPORTS THAT  
22 INCLUDE FELONY CHARGES MATERIALLY RELATED TO MEDICAL  
23 MARIJUANA DELIVERY, WHICH WERE FILED AND REPORTED TO THE STATE  
24 LICENSING AUTHORITY BY THE LAW ENFORCEMENT AGENCY, DISTRICT  
25 ATTORNEY, OR OTHER AGENCY RESPONSIBLE FOR FILING THE FELONY  
26 CHARGES. THE STATE LICENSING AUTHORITY MAY CONSULT WITH THE  
27 DIVISION OF CRIMINAL JUSTICE IN THE DEPARTMENT OF PUBLIC SAFETY IN

1 THE COLLECTION AND ANALYSIS OF ADDITIONAL CRIME DATA MATERIALLY  
2 RELATED TO MEDICAL MARIJUANA DELIVERY.

3 **SECTION 6.** In Colorado Revised Statutes, 44-12-402, **add** (12)  
4 as follows:

5 **44-12-402. Retail marijuana store license - retail marijuana**  
6 **delivery permit - report - rules - repeal.** (12) (a) (I) THERE IS  
7 AUTHORIZED A RETAIL MARIJUANA DELIVERY PERMIT TO A RETAIL  
8 MARIJUANA STORE LICENSE AUTHORIZING THE PERMIT HOLDER TO DELIVER  
9 RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS.

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

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

20 (IV) THE STATE LICENSING AUTHORITY MAY ISSUE A RETAIL  
21 MARIJUANA DELIVERY PERMIT TO A QUALIFIED APPLICANT, AS  
22 DETERMINED BY THE STATE LICENSING AUTHORITY, THAT HOLDS A RETAIL  
23 MARIJUANA STORE LICENSE ISSUED PURSUANT TO THIS ARTICLE 12. A  
24 PERMIT APPLICANT IS PROHIBITED FROM DELIVERING RETAIL MARIJUANA  
25 AND RETAIL MARIJUANA PRODUCTS WITHOUT STATE AND LOCAL  
26 JURISDICTION APPROVAL. IF THE APPLICANT DOES NOT RECEIVE LOCAL  
27 JURISDICTION APPROVAL WITHIN ONE YEAR FROM THE DATE OF THE STATE



1 LICENSING AUTHORITY APPROVAL, THE STATE PERMIT EXPIRES AND MAY  
2 NOT BE RENEWED. IF AN APPLICATION IS DENIED BY THE LOCAL LICENSING  
3 AUTHORITY, THE STATE LICENSING AUTHORITY SHALL REVOKE THE  
4 STATE-ISSUED PERMIT. THE STATE LICENSING AUTHORITY HAS DISCRETION  
5 IN DETERMINING WHETHER AN APPLICANT IS QUALIFIED TO RECEIVE A  
6 RETAIL MARIJUANA DELIVERY PERMIT. A RETAIL MARIJUANA DELIVERY  
7 PERMIT ISSUED BY THE STATE LICENSING AUTHORITY IS DEEMED A  
8 REVOCABLE PRIVILEGE OF A LICENSED RETAIL MARIJUANA STORE OR  
9 RETAIL MARIJUANA TRANSPORTER LICENSEE. A VIOLATION RELATED TO A  
10 RETAIL MARIJUANA DELIVERY PERMIT IS GROUNDS FOR A FINE OR  
11 SUSPENSION OR REVOCATION OF THE DELIVERY PERMIT OR RETAIL  
12 MARIJUANA STORE LICENSE.

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

18 (c) THE LICENSED RETAIL MARIJUANA STORE SHALL CHARGE A  
19 ONE-DOLLAR SURCHARGE ON EACH DELIVERY. THE LICENSED RETAIL  
20 MARIJUANA STORE SHALL REMIT THE SURCHARGES COLLECTED ON A  
21 MONTHLY BASIS TO THE MUNICIPALITY WHERE THE LICENSED RETAIL  
22 MARIJUANA STORE IS LOCATED, OR TO THE COUNTY IF THE LICENSED  
23 RETAIL MARIJUANA STORE IS IN AN UNINCORPORATED AREA, FOR LOCAL  
24 LAW ENFORCEMENT COSTS RELATED TO MARIJUANA ENFORCEMENT.  
25 FAILURE TO COMPLY WITH THIS SUBSECTION (12)(c) MAY RESULT IN  
26 NONRENEWAL OF THE RETAIL MARIJUANA DELIVERY PERMIT.

27 (d) A LICENSED RETAIL MARIJUANA STORE WITH A RETAIL

1 MARIJUANA DELIVERY PERMIT MAY DELIVER RETAIL MARIJUANA AND  
2 RETAIL MARIJUANA PRODUCTS ONLY TO THE INDIVIDUAL WHO PLACED THE  
3 ORDER AND WHO:

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

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

7 (III) POSSESSES AN ACCEPTABLE FORM OF IDENTIFICATION.

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

17 (f) IN ACCORDANCE WITH THIS SUBSECTION (12) AND RULES  
18 ADOPTED TO IMPLEMENT THIS SUBSECTION (12), A LICENSED RETAIL  
19 MARIJUANA STORE WITH A VALID RETAIL MARIJUANA DELIVERY PERMIT  
20 MAY:

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

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

1 AUTHORITY;

2 (III) DELIVER ONLY TO AN INDIVIDUAL AT THE ADDRESS PROVIDED

3 IN THE ORDER;

4 (IV) DELIVER NO MORE THAN ONCE PER DAY TO THE SAME

5 INDIVIDUAL OR RESIDENCE;

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

7 (B) FOR PURPOSES OF THIS SECTION, "PRIVATE RESIDENCES"

8 MEANS PRIVATE PREMISES WHERE A PERSON LIVES, SUCH AS A PRIVATE

9 DWELLING PLACE OR PLACE OF HABITATION, AND SPECIFICALLY EXCLUDES

10 ANY PREMISES LOCATED AT A SCHOOL OR ON THE CAMPUS OF AN

11 INSTITUTION OF HIGHER EDUCATION, OR ANY OTHER PUBLIC PROPERTY.

12 (VI) DELIVER RETAIL MARIJUANA OR RETAIL MARIJUANA

13 PRODUCTS ONLY BY A MOTOR VEHICLE THAT COMPLIES WITH THIS SECTION

14 AND THE RULES PROMULGATED PURSUANT TO THIS SECTION AND SECTION

15 44-12-202 (3)(a)(XXV); AND

16 (VII) USE AN EMPLOYEE TO CONDUCT DELIVERIES, OR CONTRACT

17 WITH A RETAIL MARIJUANA TRANSPORTER THAT HAS A VALID RETAIL

18 MARIJUANA DELIVERY PERMIT TO CONDUCT DELIVERIES ON ITS BEHALF,

19 FROM ITS RETAIL MARIJUANA STORE OR ITS ASSOCIATED STATE LICENSING

20 AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY RULE.

21 (g) (I) AT THE TIME OF THE ORDER, THE RETAIL MARIJUANA STORE

22 SHALL REQUIRE THE INDIVIDUAL TO PROVIDE INFORMATION NECESSARY TO

23 VERIFY THE INDIVIDUAL IS AT LEAST TWENTY-ONE YEARS OF AGE. THE

24 PROVIDED INFORMATION MUST, AT A MINIMUM, INCLUDE THE FOLLOWING:

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

26 (B) THE ADDRESS OF THE RESIDENCE WHERE THE ORDER WILL BE

27 DELIVERED; AND

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

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

8 (h) (I) UNLESS OTHERWISE PROVIDED BY THE STATE LICENSING  
9 AUTHORITY BY RULES PROMULGATED PURSUANT TO THIS ARTICLE 12, ALL  
10 REQUIREMENTS APPLICABLE TO OTHER LICENSES ISSUED PURSUANT TO  
11 THIS ARTICLE 12 APPLY TO THE DELIVERY OF RETAIL MARIJUANA AND  
12 RETAIL MARIJUANA PRODUCTS, INCLUDING BUT NOT LIMITED TO  
13 INVENTORY TRACKING, TRANSPORTATION, AND PACKAGING AND LABELING  
14 REQUIREMENTS.

15 (II) THE ADVERTISING REGULATIONS AND PROHIBITIONS ADOPTED  
16 PURSUANT TO SECTION 44-12-202 (3)(d)(I) APPLY TO RETAIL MARIJUANA  
17 DELIVERY OPERATIONS PURSUANT TO THIS SUBSECTION (12).

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

27 (j) A LOCAL LAW ENFORCEMENT AGENCY MAY REQUEST STATE

1 LICENSING AUTHORITY REPORTS, INCLUDING COMPLAINTS, INVESTIGATIVE  
2 ACTION, AND FINAL AGENCY ACTION ORDERS, RELATED TO CRIMINAL  
3 ACTIVITY MATERIALLY RELATED TO RETAIL MARIJUANA DELIVERY IN THE  
4 LAW ENFORCEMENT AGENCY'S JURISDICTION, AND THE STATE LICENSING  
5 AUTHORITY SHALL PROMPTLY PROVIDE ANY REPORTS IN ITS POSSESSION  
6 FOR THE LAW ENFORCEMENT AGENCY'S JURISDICTION.

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

20 (II) AN ORDINANCE ADOPTED PURSUANT TO SUBSECTION (12)(k)(I)  
21 OF THIS SECTION MAY PROHIBIT DELIVERY OF RETAIL MARIJUANA AND  
22 RETAIL MARIJUANA PRODUCTS FROM A RETAIL MARIJUANA STORE THAT IS  
23 OUTSIDE A MUNICIPALITY'S, COUNTY'S, CITY'S, OR CITY AND COUNTY'S  
24 JURISDICTIONAL BOUNDARIES TO AN ADDRESS WITHIN ITS JURISDICTIONAL  
25 BOUNDARIES.

26 (l) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION,  
27 DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS IS NOT

1 PERMITTED AT ANY SCHOOL OR ON THE CAMPUS OF ANY INSTITUTION OF  
2 HIGHER EDUCATION.

3 (m) THE STATE LICENSING AUTHORITY SHALL BEGIN ISSUING  
4 RETAIL MARIJUANA DELIVERY PERMITS TO QUALIFIED RETAIL MARIJUANA  
5 STORE APPLICANTS ON, BUT NOT EARLIER THAN, JANUARY 2, 2021.

6 **SECTION 7.** In Colorado Revised Statutes, 44-11-406, **amend**  
7 (1)(a); and **add** (5) as follows:

8 **44-11-406. Medical marijuana transporter license.** (1) (a) A  
9 medical marijuana transporter license may be issued to a person to  
10 provide logistics, distribution, DELIVERY, and storage of medical  
11 marijuana and medical marijuana-infused products. Notwithstanding any  
12 other provisions of law, a medical marijuana transporter license is valid  
13 for two years but cannot be transferred with a change of ownership. A  
14 licensed medical marijuana transporter is responsible for the medical  
15 marijuana and medical marijuana-infused products once it takes control  
16 of the product.

17 (5) (a) (I) THERE IS AUTHORIZED A MEDICAL MARIJUANA DELIVERY  
18 PERMIT TO A MEDICAL MARIJUANA TRANSPORTER LICENSE AUTHORIZING  
19 THE PERMIT HOLDER TO DELIVER MEDICAL MARIJUANA AND MEDICAL  
20 MARIJUANA-INFUSED PRODUCTS.

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

24 (III) A MEDICAL MARIJUANA DELIVERY PERMIT ISSUED PURSUANT  
25 TO THIS SECTION APPLIES TO ONLY ONE MEDICAL MARIJUANA  
26 TRANSPORTER; EXCEPT THAT, A SINGLE MEDICAL MARIJUANA DELIVERY  
27 PERMIT MAY APPLY TO MULTIPLE MEDICAL MARIJUANA TRANSPORTERS

1 PROVIDED THAT THE MEDICAL MARIJUANA TRANSPORTERS ARE IN THE  
2 SAME LOCAL JURISDICTION AND ARE IDENTICALLY OWNED, AS DEFINED BY  
3 THE STATE LICENSING AUTHORITY FOR PURPOSES OF THIS SECTION.

4 (IV) THE STATE LICENSING AUTHORITY MAY ISSUE A MEDICAL  
5 MARIJUANA DELIVERY PERMIT TO A QUALIFIED APPLICANT, AS  
6 DETERMINED BY THE STATE LICENSING AUTHORITY, THAT HOLDS A  
7 MEDICAL MARIJUANA TRANSPORTER LICENSE ISSUED PURSUANT TO THIS  
8 ARTICLE 11. THE STATE LICENSING AUTHORITY HAS DISCRETION IN  
9 DETERMINING WHETHER AN APPLICANT IS QUALIFIED TO RECEIVE A  
10 MEDICAL MARIJUANA DELIVERY PERMIT. A MEDICAL MARIJUANA  
11 DELIVERY PERMIT ISSUED BY THE STATE LICENSING AUTHORITY IS DEEMED  
12 A REVOCABLE PRIVILEGE OF A LICENSED MEDICAL MARIJUANA  
13 TRANSPORTER. A VIOLATION RELATED TO A MEDICAL MARIJUANA  
14 DELIVERY PERMIT IS GROUNDS FOR A FINE OR SUSPENSION OR REVOCATION  
15 OF THE DELIVERY PERMIT OR MEDICAL MARIJUANA TRANSPORTER LICENSE.

16 (b) A MEDICAL MARIJUANA TRANSPORTER LICENSEE SHALL NOT  
17 MAKE DELIVERIES OF MEDICAL MARIJUANA OR MEDICAL  
18 MARIJUANA-INFUSED PRODUCTS TO PATIENTS OR PARENTS OR GUARDIANS  
19 WHILE ALSO TRANSPORTING MEDICAL MARIJUANA OR MEDICAL  
20 MARIJUANA-INFUSED PRODUCTS BETWEEN LICENSED PREMISES IN THE  
21 SAME VEHICLE.

22 (c) A LICENSED MEDICAL MARIJUANA TRANSPORTER WITH A  
23 MEDICAL MARIJUANA DELIVERY PERMIT MAY DELIVER MEDICAL  
24 MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS ON BEHALF OF  
25 A MEDICAL MARIJUANA CENTER ONLY TO THE PATIENT OR PARENT OR  
26 GUARDIAN WHO PLACED THE ORDER WITH A MEDICAL MARIJUANA CENTER  
27 AND WHO:

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

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

7 (III) POSSESSES AN ACCEPTABLE FORM OF IDENTIFICATION.

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

12 (I) NOT ACCEPT ORDERS ON BEHALF OF A MEDICAL MARIJUANA  
13 CENTER AND MAY ONLY PICK UP ALREADY PACKAGED MEDICAL  
14 MARIJUANA DELIVERY ORDERS FROM A MEDICAL MARIJUANA CENTER OR  
15 ITS ASSOCIATED STATE LICENSING AUTHORITY-AUTHORIZED STORAGE  
16 FACILITY AS DEFINED BY RULE AND DELIVER THOSE ORDERS TO THE  
17 APPROPRIATE PATIENT, PARENT, OR GUARDIAN;

18 (II) DELIVER MEDICAL MARIJUANA AND MEDICAL  
19 MARIJUANA-INFUSED PRODUCTS NOT IN EXCESS OF THE AMOUNTS  
20 ESTABLISHED BY THE STATE LICENSING AUTHORITY;

21 (III) DELIVER ONLY TO A PATIENT OR PARENT OR GUARDIAN AT  
22 THE ADDRESS PROVIDED IN THE ORDER;

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

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

26 (B) FOR PURPOSES OF THIS SECTION, "PRIVATE RESIDENCES"  
27 MEANS PRIVATE PREMISES WHERE A PERSON LIVES, SUCH AS A PRIVATE



1 DWELLING PLACE OR PLACE OF HABITATION, AND SPECIFICALLY EXCLUDES  
2 ANY PREMISES LOCATED AT A SCHOOL OR ON THE CAMPUS OF AN  
3 INSTITUTION OF HIGHER EDUCATION, OR ANY OTHER PUBLIC PROPERTY.

4 (VI) DELIVER MEDICAL MARIJUANA OR MEDICAL  
5 MARIJUANA-INFUSED PRODUCTS ONLY BY A MOTOR VEHICLE THAT  
6 COMPLIES WITH THIS SECTION AND THE RULES PROMULGATED PURSUANT  
7 TO THIS SECTION AND SECTION 44-11-202 (2)(a)(XXX); AND

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

13 (e) PRIOR TO TRANSFERRING POSSESSION OF THE ORDER TO A  
14 PATIENT OR A PARENT OR GUARDIAN, THE PERSON DELIVERING THE ORDER  
15 SHALL INSPECT THE PATIENT'S OR PARENT'S OR GUARDIAN'S  
16 IDENTIFICATION AND REGISTRY IDENTIFICATION CARD ISSUED PURSUANT  
17 TO SECTION 25-1.5-106, VERIFY THE POSSESSION OF A VALID REGISTRY  
18 IDENTIFICATION CARD ISSUED PURSUANT TO SECTION 25-1.5-106, AND  
19 VERIFY THAT THE INFORMATION PROVIDED AT THE TIME OF THE ORDER  
20 MATCH THE NAME AND AGE ON THE PATIENT'S OR PARENT'S OR  
21 GUARDIAN'S IDENTIFICATION.

22 (f) ANY PERSON DELIVERING MEDICAL MARIJUANA OR MEDICAL  
23 MARIJUANA-INFUSED PRODUCTS FOR A MEDICAL MARIJUANA  
24 TRANSPORTER MUST POSSESS A VALID OCCUPATIONAL LICENSE AND BE A  
25 CURRENT EMPLOYEE OF THE MEDICAL MARIJUANA TRANSPORTER LICENSEE  
26 WITH A VALID MEDICAL MARIJUANA DELIVERY PERMIT; MUST HAVE  
27 UNDERGONE TRAINING REGARDING PROOF-OF-AGE IDENTIFICATION AND

1 VERIFICATION, INCLUDING ALL FORMS OF IDENTIFICATION THAT ARE  
2 DEEMED ACCEPTABLE BY THE STATE LICENSING AUTHORITY; AND MUST  
3 HAVE ANY OTHER TRAINING REQUIRED BY THE STATE LICENSING  
4 AUTHORITY.

5 (g) (I) UNLESS OTHERWISE PROVIDED BY THE STATE LICENSING  
6 AUTHORITY BY RULES PROMULGATED PURSUANT TO THIS ARTICLE 11, ALL  
7 REQUIREMENTS APPLICABLE TO OTHER LICENSES ISSUED PURSUANT TO  
8 THIS ARTICLE 11 APPLY TO THE DELIVERY OF MEDICAL MARIJUANA AND  
9 MEDICAL MARIJUANA-INFUSED PRODUCTS, INCLUDING BUT NOT LIMITED  
10 TO INVENTORY TRACKING, TRANSPORTATION, AND PACKAGING AND  
11 LABELING REQUIREMENTS.

12 (II) THE ADVERTISING REGULATIONS AND PROHIBITIONS ADOPTED  
13 PURSUANT TO SECTION 44-11-202 (3)(a)(II) APPLY TO MEDICAL  
14 MARIJUANA DELIVERY OPERATIONS PURSUANT TO THIS SUBSECTION (5).

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

24 (i) (I) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION,  
25 DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED  
26 PRODUCTS IS NOT PERMITTED IN ANY MUNICIPALITY, COUNTY, OR CITY  
27 AND COUNTY UNLESS THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY,

1 BY EITHER A MAJORITY OF THE REGISTERED ELECTORS OF THE  
2 MUNICIPALITY, COUNTY, OR CITY AND COUNTY VOTING AT A REGULAR  
3 ELECTION OR SPECIAL ELECTION CALLED IN ACCORDANCE WITH THE  
4 "COLORADO MUNICIPAL ELECTION CODE OF 1965", ARTICLE 10 OF TITLE  
5 31, OR THE "UNIFORM ELECTION CODE OF 1992", ARTICLES 1 TO 13 OF  
6 TITLE 1, AS APPLICABLE, OR A MAJORITY OF THE MEMBERS OF THE  
7 GOVERNING BOARD FOR THE MUNICIPALITY, COUNTY, OR CITY AND  
8 COUNTY, VOTE TO ALLOW THE DELIVERY OF MEDICAL MARIJUANA OR  
9 MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO THIS SECTION.

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

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

20 **SECTION 8.** In Colorado Revised Statutes, 44-12-406, **amend**  
21 (1)(a); and **add** (5) as follows:

22 **44-12-406. Retail marijuana transporter license.** (1) (a) A  
23 retail marijuana transporter license may be issued to a person to provide  
24 logistics, distribution, DELIVERY, and storage of retail marijuana and retail  
25 marijuana products. Notwithstanding any other provisions of law, a retail  
26 marijuana transporter license is valid for two years but cannot be  
27 transferred with a change of ownership. A licensed retail marijuana

1 transporter is responsible for the retail marijuana and retail marijuana  
2 products once it takes control of the product.

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

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

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

17 (IV) THE STATE LICENSING AUTHORITY MAY ISSUE A RETAIL  
18 MARIJUANA DELIVERY PERMIT TO A QUALIFIED APPLICANT, AS  
19 DETERMINED BY THE STATE LICENSING AUTHORITY, THAT HOLDS A RETAIL  
20 MARIJUANA TRANSPORTER LICENSE ISSUED PURSUANT TO THIS ARTICLE 12.  
21 A PERMIT APPLICANT IS PROHIBITED FROM DELIVERING RETAIL MARIJUANA  
22 AND RETAIL MARIJUANA PRODUCTS WITHOUT STATE AND LOCAL  
23 JURISDICTION APPROVAL. IF THE APPLICANT DOES NOT RECEIVE LOCAL  
24 JURISDICTION APPROVAL WITHIN ONE YEAR FROM THE DATE OF THE STATE  
25 LICENSING AUTHORITY APPROVAL, THE STATE PERMIT EXPIRES AND MAY  
26 NOT BE RENEWED. IF AN APPLICATION IS DENIED BY THE LOCAL LICENSING  
27 AUTHORITY, THE STATE LICENSING AUTHORITY SHALL REVOKE THE

1 STATE-ISSUED PERMIT. THE STATE LICENSING AUTHORITY HAS DISCRETION  
2 IN DETERMINING WHETHER AN APPLICANT IS QUALIFIED TO RECEIVE A  
3 RETAIL MARIJUANA DELIVERY PERMIT. A RETAIL MARIJUANA DELIVERY  
4 PERMIT ISSUED BY THE STATE LICENSING AUTHORITY IS DEEMED A  
5 REVOCABLE PRIVILEGE OF A LICENSED RETAIL MARIJUANA TRANSPORTER.  
6 A VIOLATION RELATED TO A RETAIL MARIJUANA DELIVERY PERMIT IS  
7 GROUNDS FOR A FINE OR SUSPENSION OR REVOCATION OF THE DELIVERY  
8 PERMIT OR RETAIL MARIJUANA TRANSPORTER LICENSE.

9 (b) A RETAIL MARIJUANA TRANSPORTER LICENSEE SHALL NOT  
10 MAKE DELIVERIES OF RETAIL MARIJUANA OR RETAIL MARIJUANA  
11 PRODUCTS TO INDIVIDUALS WHILE ALSO TRANSPORTING RETAIL  
12 MARIJUANA OR RETAIL MARIJUANA PRODUCTS BETWEEN LICENSED  
13 PREMISES IN THE SAME VEHICLE.

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

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

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

22 (III) POSSESSES AN ACCEPTABLE FORM OF IDENTIFICATION.

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

27 (I) NOT ACCEPT ORDERS ON BEHALF OF A RETAIL MARIJUANA

1 STORE AND MAY ONLY PICK UP ALREADY PACKAGED RETAIL MARIJUANA  
2 DELIVERY ORDERS FROM A RETAIL MARIJUANA STORE OR ITS ASSOCIATED  
3 STATE LICENSING AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED  
4 BY RULE AND DELIVER THOSE ORDERS TO THE APPROPRIATE INDIVIDUAL;

5 (II) DELIVER RETAIL MARIJUANA AND RETAIL MARIJUANA  
6 PRODUCTS NOT IN EXCESS OF THE AMOUNTS ESTABLISHED BY THE STATE  
7 LICENSING AUTHORITY;

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

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

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

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

18 (VI) DELIVER RETAIL MARIJUANA OR RETAIL MARIJUANA  
19 PRODUCTS ONLY BY A MOTOR VEHICLE THAT COMPLIES WITH THIS SECTION  
20 AND THE RULES PROMULGATED PURSUANT TO THIS SECTION AND SECTION  
21 44-12-202 (3)(a)(XXV); AND

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

27 (e) PRIOR TO TRANSFERRING POSSESSION OF THE ORDER TO AN

1 INDIVIDUAL, THE PERSON DELIVERING THE ORDER SHALL INSPECT THE  
2 INDIVIDUAL'S IDENTIFICATION AND VERIFY THAT THE INFORMATION  
3 PROVIDED AT THE TIME OF THE ORDER MATCH THE NAME AND AGE ON THE  
4 INDIVIDUAL'S IDENTIFICATION.

5 (f) ANY PERSON DELIVERING RETAIL MARIJUANA OR RETAIL  
6 MARIJUANA PRODUCTS FOR A RETAIL MARIJUANA TRANSPORTER MUST  
7 POSSESS A VALID OCCUPATIONAL LICENSE AND BE A CURRENT EMPLOYEE  
8 OF THE RETAIL MARIJUANA TRANSPORTER LICENSEE WITH A VALID RETAIL  
9 MARIJUANA DELIVERY PERMIT; MUST HAVE UNDERGONE TRAINING  
10 REGARDING PROOF-OF-AGE IDENTIFICATION AND VERIFICATION,  
11 INCLUDING ALL FORMS OF IDENTIFICATION THAT ARE DEEMED  
12 ACCEPTABLE BY THE STATE LICENSING AUTHORITY; AND MUST HAVE ANY  
13 OTHER TRAINING REQUIRED BY THE STATE LICENSING AUTHORITY.

14 (g) (I) UNLESS OTHERWISE PROVIDED BY THE STATE LICENSING  
15 AUTHORITY BY RULES PROMULGATED PURSUANT TO THIS ARTICLE 12, ALL  
16 REQUIREMENTS APPLICABLE TO OTHER LICENSES ISSUED PURSUANT TO  
17 THIS ARTICLE 12 APPLY TO THE DELIVERY OF RETAIL MARIJUANA AND  
18 RETAIL MARIJUANA PRODUCTS, INCLUDING BUT NOT LIMITED TO  
19 INVENTORY TRACKING, TRANSPORTATION, AND PACKAGING AND LABELING  
20 REQUIREMENTS.

21 (II) THE ADVERTISING REGULATIONS AND PROHIBITIONS ADOPTED  
22 PURSUANT TO SECTION 44-12-202 (3)(d)(I) APPLY TO RETAIL MARIJUANA  
23 DELIVERY OPERATIONS PURSUANT TO THIS SUBSECTION (5).

24 (h) IT IS NOT A VIOLATION OF ANY PROVISION OF STATE, CIVIL, OR  
25 CRIMINAL LAW FOR A LICENSED RETAIL MARIJUANA TRANSPORTER  
26 LICENSEE WITH A VALID RETAIL MARIJUANA DELIVERY PERMIT, OR SUCH  
27 PERSON WHO HAS MADE TIMELY AND SUFFICIENT APPLICATION FOR THE

1 RENEWAL OF THE PERMIT, OR ITS LICENSEES TO POSSESS, TRANSPORT, AND  
2 DELIVER RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS  
3 PURSUANT TO A RETAIL MARIJUANA DELIVERY PERMIT IN AMOUNTS THAT  
4 DO NOT EXCEED AMOUNTS ESTABLISHED BY THE STATE LICENSING  
5 AUTHORITY.

6 (i) (I) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION,  
7 DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS IS NOT  
8 PERMITTED IN ANY MUNICIPALITY, COUNTY, OR CITY AND COUNTY UNLESS  
9 THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY, BY EITHER A  
10 MAJORITY OF THE REGISTERED ELECTORS OF THE MUNICIPALITY, COUNTY,  
11 OR CITY AND COUNTY VOTING AT A REGULAR ELECTION OR SPECIAL  
12 ELECTION CALLED IN ACCORDANCE WITH THE "COLORADO MUNICIPAL  
13 ELECTION CODE OF 1965", ARTICLE 10 OF TITLE 31, OR THE "UNIFORM  
14 ELECTION CODE OF 1992", ARTICLES 1 TO 13 OF TITLE 1, AS APPLICABLE,  
15 OR A MAJORITY OF THE MEMBERS OF THE GOVERNING BOARD FOR THE  
16 MUNICIPALITY, COUNTY, OR CITY AND COUNTY, VOTE TO ALLOW THE  
17 DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS  
18 PURSUANT TO THIS SECTION.

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

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



1           **SECTION 9.** In Colorado Revised Statutes, 44-11-1101, add  
2 (2)(b)(III.5) as follows:

3           **44-11-1101. Responsible vendor program - standards -**  
4 **designation.** (2) An approved training program shall MUST contain, at a  
5 minimum, the following standards and shall MUST be taught in a  
6 classroom setting in a minimum of a two-hour period:

7           (b) A core curriculum of pertinent statutory and regulatory  
8 provisions, which curriculum includes, but need not be limited to:

9           (III.5) STATUTORY AND REGULATORY REQUIREMENTS RELATED TO  
10 MARIJUANA DELIVERY;

11           **SECTION 10. Appropriation.** (1) For the 2019-20 state fiscal  
12 year, \$390,152 is appropriated to the department of revenue. This  
13 appropriation is from the marijuana cash fund created in section  
14 44-11-501 (1)(a), C.R.S. To implement this act, the department may use  
15 this appropriation as follows:

16           (a) \$349,450 for marijuana enforcement, which amount is based  
17 on an assumption that the department will require an additional 3.6 FTE;

18           (b) \$35,752 for the purchase of legal services; and

19           (c) \$4,950 for vehicle lease payments.

20           (2) For the 2019-20 state fiscal year, \$35,752 is appropriated to  
21 the department of law. This appropriation is from reappropriated funds  
22 received from the department of revenue under subsection (1)(b) of this  
23 section and is based on an assumption that the department of law will  
24 require an additional 0.2 FTE. To implement this act, the department of  
25 law may use this appropriation to provide legal services for the  
26 department of revenue.

27           (3) For the 2019-20 state fiscal year, \$4,950 is appropriated to the

1 department of personnel. This appropriation is from reappropriated funds  
2 received from the department of revenue under subsection (1)(c) of this  
3 section. To implement this act, the department of personnel may use this  
4 appropriation to provide vehicles for the department of revenue.

5 **SECTION 11. Act subject to petition - effective date.** This act  
6 takes effect at 12:01 a.m. on the day following the expiration of the  
7 ninety-day period after final adjournment of the general assembly (August  
8 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a  
9 referendum petition is filed pursuant to section 1 (3) of article V of the  
10 state constitution against this act or an item, section, or part of this act  
11 within such period, then the act, item, section, or part will not take effect  
12 unless approved by the people at the general election to be held in  
13 November 2020 and, in such case, will take effect on the date of the  
14 official declaration of the vote thereon by the governor.