



1 research activities, and other privileges and restrictions of permits; AND  
2 (XXX) REQUIREMENTS FOR MEDICAL MARIJUANA AND MEDICAL  
3 MARIJUANA-INFUSED PRODUCTS DELIVERY AS DESCRIBED IN SECTION  
4 44-11-402 (11) AND SECTION 44-11-406 (5), INCLUDING:  
5 (A) QUALIFICATIONS AND ELIGIBILITY REQUIREMENTS FOR  
6 LICENSED MEDICAL MARIJUANA CENTERS AND MEDICAL MARIJUANA  
7 TRANSPORTERS APPLYING FOR A MEDICAL MARIJUANA DELIVERY PERMIT;  
8 (B) TRAINING REQUIREMENTS FOR PERSONNEL OF MEDICAL  
9 MARIJUANA CENTERS AND MEDICAL MARIJUANA TRANSPORTERS THAT  
10 HOLD A MEDICAL MARIJUANA DELIVERY PERMIT WHO WILL DELIVER  
11 MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS  
12 PURSUANT TO THIS ARTICLE 11 AND REQUIREMENTS THAT MEDICAL  
13 MARIJUANA CENTERS AND MEDICAL MARIJUANA TRANSPORTERS OBTAIN  
14 A RESPONSIBLE VENDOR DESIGNATION PURSUANT TO SECTION 44-11-1102  
15 PRIOR TO CONDUCTING A DELIVERY;  
16 (C) PROCEDURES FOR PROOF OF MEDICAL MARIJUANA REGISTRY  
17 AND AGE IDENTIFICATION AND VERIFICATION;  
18 (D) SECURITY REQUIREMENTS;  
19 (E) DELIVERY VEHICLE REQUIREMENTS, INCLUDING  
20 REQUIREMENTS FOR SURVEILLANCE;  
21 (F) RECORD-KEEPING REQUIREMENTS;  
22 (G) LIMITS ON THE AMOUNT OF MEDICAL MARIJUANA AND  
23 MEDICAL MARIJUANA-INFUSED PRODUCTS THAT MAY BE CARRIED IN A  
24 DELIVERY VEHICLE AND DELIVERED TO A PATIENT OR PARENT OR  
25 GUARDIAN, WHICH CANNOT EXCEED LIMITS PLACED ON SALES AT LICENSED  
26 MEDICAL MARIJUANA CENTERS;  
27 (H) INVENTORY TRACKING SYSTEM REQUIREMENTS;  
28 (I) HEALTH AND SAFETY REQUIREMENTS FOR MEDICAL MARIJUANA  
29 AND MEDICAL MARIJUANA-INFUSED PRODUCTS DELIVERED TO A PATIENT  
30 OR PARENT OR GUARDIAN;  
31 (J) CONFIDENTIALITY REQUIREMENTS TO ENSURE THAT PERSONS  
32 DELIVERING MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED  
33 PRODUCTS PURSUANT TO THIS ARTICLE 11 DO NOT DISCLOSE PERSONAL  
34 IDENTIFYING INFORMATION AND HEALTH CARE INFORMATION TO ANY  
35 PERSON OTHER THAN THOSE WHO NEED THAT INFORMATION IN ORDER TO  
36 TAKE, PROCESS, OR DELIVER THE ORDER OR AS OTHERWISE REQUIRED OR  
37 AUTHORIZED BY THIS ARTICLE 11, TITLE 18, OR TITLE 25; AND  
38 (K) AN APPLICATION FEE AND ANNUAL RENEWAL FEE FOR THE  
39 MEDICAL MARIJUANA DELIVERY PERMIT. THE AMOUNT OF THE FEE MUST  
40 REFLECT THE EXPECTED COSTS OF ADMINISTERING THE MEDICAL  
41 MARIJUANA DELIVERY PERMIT AND MAY BE ADJUSTED BY THE STATE

1 LICENSING AUTHORITY TO REFLECT THE PERMIT'S ACTUAL DIRECT AND  
2 INDIRECT COSTS.

3 (L) THE PERMITTED HOURS OF DELIVERY OF MEDICAL MARIJUANA  
4 AND MEDICAL MARIJUANA-INFUSED PRODUCTS;

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

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

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

19 **44-12-202. Powers and duties of state licensing authority -**  
20 **rules.** (3) (a) Rules promulgated pursuant to subsection (2)(b) of this  
21 section must include, but need not be limited to, the following subjects:

22 (XVIII) Retail marijuana transporter licensed businesses,  
23 including requirements for drivers, including obtaining and maintaining  
24 a valid Colorado driver's license; insurance requirements; acceptable time  
25 frames for transport, storage, and delivery; requirements for transport  
26 vehicles; REQUIREMENTS FOR DELIVERIES; and requirements for licensed  
27 premises;

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

32 (XXIV) Requirements for issuance of colocation permits to a  
33 marijuana research and development licensee or a marijuana research and  
34 development cultivation licensee authorizing colocation with a retail  
35 marijuana products manufacturing licensed premises, including  
36 application requirements, eligibility, restrictions to prevent  
37 cross-contamination and to ensure physical separation of inventory and  
38 research activities, and other privileges and restrictions of permits; AND

39 (XXV) REQUIREMENTS FOR RETAIL MARIJUANA AND RETAIL  
40 MARIJUANA PRODUCTS DELIVERY AS DESCRIBED IN SECTION 44-12-402  
41 (12) AND SECTION 44-12-406 (5), INCLUDING:

- 1 (A) QUALIFICATIONS AND ELIGIBILITY REQUIREMENTS FOR RETAIL  
2 MARIJUANA STORES AND RETAIL MARIJUANA TRANSPORTERS APPLYING  
3 FOR A RETAIL MARIJUANA DELIVERY PERMIT;
- 4 (B) TRAINING REQUIREMENTS FOR PERSONNEL OF RETAIL  
5 MARIJUANA STORES AND RETAIL MARIJUANA TRANSPORTERS THAT HOLD  
6 A RETAIL MARIJUANA DELIVERY PERMIT THAT WILL DELIVER RETAIL  
7 MARIJUANA OR RETAIL MARIJUANA PRODUCTS PURSUANT TO THIS ARTICLE  
8 12 AND REQUIREMENTS THAT RETAIL MARIJUANA STORES AND RETAIL  
9 MARIJUANA TRANSPORTERS OBTAIN A RESPONSIBLE VENDOR DESIGNATION  
10 PURSUANT TO SECTION 44-11-1102 PRIOR TO CONDUCTING A DELIVERY;
- 11 (C) PROCEDURES FOR AGE IDENTIFICATION AND VERIFICATION;
- 12 (D) SECURITY REQUIREMENTS;
- 13 (E) DELIVERY VEHICLE REQUIREMENTS, INCLUDING  
14 REQUIREMENTS FOR SURVEILLANCE;
- 15 (F) RECORD-KEEPING REQUIREMENTS;
- 16 (G) LIMITS ON THE AMOUNT OF RETAIL MARIJUANA AND RETAIL  
17 MARIJUANA PRODUCTS THAT MAY BE CARRIED IN A DELIVERY VEHICLE  
18 AND DELIVERED TO AN INDIVIDUAL, WHICH CANNOT EXCEED LIMITS  
19 PLACED ON SALES AT RETAIL MARIJUANA STORES;
- 20 (H) INVENTORY TRACKING SYSTEM REQUIREMENTS;
- 21 (I) HEALTH AND SAFETY REQUIREMENTS FOR RETAIL MARIJUANA  
22 AND RETAIL MARIJUANA PRODUCTS DELIVERED TO AN INDIVIDUAL;
- 23 (J) CONFIDENTIALITY REQUIREMENTS TO ENSURE THAT PERSONS  
24 DELIVERING RETAIL MARIJUANA PURSUANT TO THIS ARTICLE 12 DO NOT  
25 DISCLOSE PERSONAL IDENTIFYING INFORMATION AND HEALTH CARE  
26 INFORMATION TO ANY PERSON OTHER THAN THOSE WHO NEED THAT  
27 INFORMATION IN ORDER TO TAKE, PROCESS, OR DELIVER THE ORDER OR AS  
28 OTHERWISE REQUIRED OR AUTHORIZED BY THIS ARTICLE 12, TITLE 18, OR  
29 TITLE 25;
- 30 (K) AN APPLICATION FEE AND ANNUAL RENEWAL FEE FOR THE  
31 RETAIL MARIJUANA DELIVERY PERMIT. THE AMOUNT OF THE FEE MUST  
32 REFLECT THE EXPECTED COSTS OF ADMINISTERING THE RETAIL MARIJUANA  
33 DELIVERY PERMIT AND MAY BE ADJUSTED BY THE STATE LICENSING  
34 AUTHORITY TO REFLECT THE PERMIT'S ACTUAL DIRECT AND INDIRECT  
35 COSTS.
- 36 (L) THE PERMITTED HOURS OF DELIVERY OF RETAIL MARIJUANA  
37 AND RETAIL MARIJUANA PRODUCTS;
- 38 (M) REQUIREMENTS FOR AREAS WHERE RETAIL MARIJUANA  
39 ORDERS ARE STORED, WEIGHED, PACKAGED, PREPARED, AND TAGGED,  
40 INCLUDING REQUIREMENTS THAT RETAIL MARIJUANA AND RETAIL  
41 MARIJUANA PRODUCTS CANNOT BE PLACED INTO A DELIVERY VEHICLE

1 UNTIL AFTER AN ORDER HAS BEEN PLACED AND THAT ALL DELIVERY  
2 ORDERS MUST BE PACKAGED ON THE LICENSED PREMISES OF A RETAIL  
3 MARIJUANA STORE OR ITS ASSOCIATED STATE LICENSING  
4 AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY RULE AFTER  
5 AN ORDER HAS BEEN RECEIVED; AND

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

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

10 **44-11-301. Local licensing authority - applications - licenses**  
11 **- permits.** (1) A local licensing authority may issue only the following  
12 medical marijuana licenses OR PERMITS upon payment of the fee and  
13 compliance with all local licensing requirements to be determined by the  
14 local licensing authority:

15 (g) A marijuana research and development license; **and**

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

17 AND

18 (i) A MEDICAL MARIJUANA DELIVERY PERMIT.

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

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

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

37 **44-11-402. Medical marijuana center license - medical**  
38 **marijuana delivery permit - report - rules - repeal.** (11) (a) (I) THERE  
39 IS AUTHORIZED A MEDICAL MARIJUANA DELIVERY PERMIT TO A MEDICAL  
40 MARIJUANA CENTER LICENSE AUTHORIZING THE PERMIT HOLDER TO  
41 DELIVER MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED

1 PRODUCTS.

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

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

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

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

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

38 (d) A LICENSED MEDICAL MARIJUANA CENTER WITH A MEDICAL  
39 MARIJUANA DELIVERY PERMIT MAY DELIVER MEDICAL MARIJUANA AND  
40 MEDICAL MARIJUANA-INFUSED PRODUCTS ONLY TO THE PATIENT OR  
41 PARENT OR GUARDIAN WHO PLACED THE ORDER 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 (e) ANY PERSON DELIVERING MEDICAL MARIJUANA OR MEDICAL  
9 MARIJUANA-INFUSED PRODUCTS MUST POSSESS A VALID OCCUPATIONAL  
10 LICENSE AND BE A CURRENT EMPLOYEE OF THE LICENSED MEDICAL  
11 MARIJUANA CENTER OR MEDICAL MARIJUANA TRANSPORTER LICENSEE  
12 WITH A VALID MEDICAL MARIJUANA DELIVERY PERMIT; MUST HAVE  
13 UNDERGONE TRAINING REGARDING PROOF-OF-AGE IDENTIFICATION AND  
14 VERIFICATION, INCLUDING ALL FORMS OF IDENTIFICATION THAT ARE  
15 DEEMED ACCEPTABLE BY THE STATE LICENSING AUTHORITY; AND MUST  
16 HAVE ANY OTHER TRAINING REQUIRED BY THE STATE LICENSING  
17 AUTHORITY.  
18 (f) IN ACCORDANCE WITH THIS SUBSECTION (11) AND RULES  
19 ADOPTED TO IMPLEMENT THIS SUBSECTION (11), A LICENSED MEDICAL  
20 MARIJUANA CENTER WITH A VALID MEDICAL MARIJUANA DELIVERY PERMIT  
21 MAY:  
22 (I) RECEIVE AN ORDER BY ELECTRONIC OR OTHER MEANS FROM A  
23 PATIENT OR THE PARENT OR GUARDIAN FOR THE PURCHASE AND DELIVERY  
24 OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS. IF  
25 THE ORDER IS FROM AN ONLINE PLATFORM, PRIOR TO THE COMPLETION OF  
26 THE TRANSACTION THROUGH THE ONLINE PLATFORM, THE ONLINE  
27 PLATFORM MUST MAKE THE PATIENT AWARE OF THE IDENTITY OF THE  
28 LICENSED MEDICAL MARIJUANA CENTER THAT WILL FULFILL THE ORDER TO  
29 THE PATIENT OR THE PARENT OR GUARDIAN.  
30 (II) DELIVER MEDICAL MARIJUANA AND MEDICAL  
31 MARIJUANA-INFUSED PRODUCTS NOT IN EXCESS OF THE AMOUNTS  
32 ESTABLISHED BY THE STATE LICENSING AUTHORITY;  
33 (III) DELIVER ONLY TO A PATIENT OR A PARENT OR GUARDIAN;  
34 (IV) DELIVER NO MORE THAN ONCE PER DAY TO THE SAME  
35 PATIENT OR RESIDENCE;  
36 (V) DELIVER ONLY TO PRIVATE RESIDENCES;  
37 (VI) DELIVER MEDICAL MARIJUANA OR MEDICAL  
38 MARIJUANA-INFUSED PRODUCTS ONLY BY A MOTOR VEHICLE THAT  
39 COMPLIES WITH THIS SECTION AND THE RULES PROMULGATED PURSUANT  
40 TO THIS SECTION AND SECTION 44-11-202 (2)(a)(XXX); AND  
41 (VII) USE AN EMPLOYEE TO CONDUCT DELIVERIES, OR CONTRACT

1 WITH A MEDICAL MARIJUANA TRANSPORTER THAT HAS A VALID MEDICAL  
2 MARIJUANA DELIVERY PERMIT TO CONDUCT DELIVERIES ON ITS BEHALF,  
3 FROM ITS MEDICAL MARIJUANA CENTER OR ITS ASSOCIATED STATE  
4 LICENSING AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY  
5 RULE.

6 (g) (I) AT THE TIME OF THE ORDER, THE LICENSED MEDICAL  
7 MARIJUANA CENTER SHALL CONFIRM THE PATIENT'S OR PARENT'S OR  
8 GUARDIAN'S VALID REGISTRY IDENTIFICATION CARD ISSUED PURSUANT TO  
9 SECTION 25-1.5-106 AND AGE AS REQUIRED BY THE STATE LICENSING  
10 AUTHORITY.

11 (II) PRIOR TO TRANSFERRING POSSESSION OF THE MEDICAL  
12 MARIJUANA ORDER TO A PATIENT OR PARENT OR GUARDIAN, THE LICENSED  
13 MEDICAL MARIJUANA CENTER DELIVERY PERSON OR ITS CONTRACTED  
14 MEDICAL MARIJUANA TRANSPORTER LICENSEE DELIVERY PERSON SHALL  
15 CONFIRM THE PATIENT'S OR PARENT'S OR GUARDIAN'S IDENTIFICATION, THE  
16 PATIENT'S OR PARENT'S OR GUARDIAN'S POSSESSION OF VALID REGISTRY  
17 IDENTIFICATION CARD ISSUED PURSUANT TO SECTION 25-1.5-106 THAT  
18 MATCHES THE NAME ON THE IDENTIFICATION CARD, AND THE ADDRESS  
19 PROVIDED WITH THE ORDER AT THE POINT OF DELIVERY.

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

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

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

39 (j) A LOCAL LAW ENFORCEMENT AGENCY MAY REQUEST STATE  
40 LICENSING AUTHORITY REPORTS, INCLUDING COMPLAINTS, INVESTIGATIVE  
41 ACTIONS, AND FINAL AGENCY ACTION ORDERS, RELATED TO CRIMINAL



1 ACTIVITY MATERIALLY RELATED TO MEDICAL MARIJUANA DELIVERY IN  
2 THE LAW ENFORCEMENT AGENCY'S JURISDICTION, AND THE STATE  
3 LICENSING AUTHORITY SHALL PROMPTLY PROVIDE ANY REPORTS IN ITS  
4 POSSESSION FOR THE LAW ENFORCEMENT AGENCY'S JURISDICTION.

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

18 (II) DELIVERY OF MEDICAL MARIJUANA OR MEDICAL  
19 MARIJUANA-INFUSED PRODUCTS MAY NOT CROSS THE JURISDICTIONAL  
20 BOUNDARIES OF THE MUNICIPALITY, COUNTY, CITY, OR CITY AND COUNTY  
21 WHERE THE ORIGINATING MEDICAL MARIJUANA BUSINESS IS LOCATED  
22 UNLESS THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY ALLOWS  
23 DELIVERY FROM OUTSIDE ITS JURISDICTION.

24 (l) (I) THE STATE LICENSING AUTHORITY SHALL BEGIN ISSUING  
25 MEDICAL MARIJUANA DELIVERY PERMITS TO QUALIFIED MEDICAL  
26 MARIJUANA CENTER APPLICANTS ON JANUARY 2, 2020.

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

1 RELATED TO MEDICAL MARIJUANA DELIVERY.

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

4 **44-12-402. Retail marijuana store license - retail marijuana**  
5 **delivery permit - report - rules - repeal.** (12) (a) (I) THERE IS  
6 AUTHORIZED A RETAIL MARIJUANA DELIVERY PERMIT TO A RETAIL  
7 MARIJUANA STORE LICENSE AUTHORIZING THE PERMIT HOLDER TO DELIVER  
8 RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS.

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

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

19 (IV) THE STATE LICENSING AUTHORITY MAY ISSUE A RETAIL  
20 MARIJUANA DELIVERY PERMIT TO A QUALIFIED APPLICANT, AS  
21 DETERMINED BY THE STATE LICENSING AUTHORITY, THAT HOLDS A RETAIL  
22 MARIJUANA STORE LICENSE ISSUED PURSUANT TO THIS ARTICLE 12. A  
23 PERMIT APPLICANT IS PROHIBITED FROM DELIVERING RETAIL MARIJUANA  
24 AND RETAIL MARIJUANA PRODUCTS WITHOUT STATE AND LOCAL  
25 JURISDICTION APPROVAL. IF THE APPLICANT DOES NOT RECEIVE LOCAL  
26 JURISDICTION APPROVAL WITHIN ONE YEAR FROM THE DATE OF THE STATE  
27 LICENSING AUTHORITY APPROVAL, THE STATE PERMIT EXPIRES AND MAY  
28 NOT BE RENEWED. IF AN APPLICATION IS DENIED BY THE LOCAL LICENSING  
29 AUTHORITY, THE STATE LICENSING AUTHORITY SHALL REVOKE THE  
30 STATE-ISSUED PERMIT. THE STATE LICENSING AUTHORITY HAS DISCRETION  
31 IN DETERMINING WHETHER AN APPLICANT IS QUALIFIED TO RECEIVE A  
32 RETAIL MARIJUANA DELIVERY PERMIT. A RETAIL MARIJUANA DELIVERY  
33 PERMIT ISSUED BY THE STATE LICENSING AUTHORITY IS DEEMED A  
34 REVOCABLE PRIVILEGE OF A LICENSED RETAIL MARIJUANA STORE OR  
35 RETAIL MARIJUANA TRANSPORTER LICENSEE. A VIOLATION RELATED TO A  
36 RETAIL MARIJUANA DELIVERY PERMIT IS GROUNDS FOR A FINE OR  
37 SUSPENSION OR REVOCATION OF THE DELIVERY PERMIT OR RETAIL  
38 MARIJUANA STORE LICENSE.

39 (b) A RETAIL MARIJUANA TRANSPORTER LICENSEE SHALL NOT  
40 MAKE DELIVERIES OF RETAIL MARIJUANA OR RETAIL MARIJUANA  
41 PRODUCTS TO INDIVIDUALS WHILE ALSO TRANSPORTING RETAIL

1 MARIJUANA OR RETAIL MARIJUANA PRODUCTS BETWEEN LICENSED  
2 PREMISES IN THE SAME VEHICLE.

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

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

- 16 (I) IS TWENTY-ONE YEARS OF AGE OR OLDER;
- 17 (II) RECEIVES THE DELIVERY OF RETAIL MARIJUANA OR RETAIL  
18 MARIJUANA PRODUCTS PURSUANT TO RULES; AND
- 19 (III) POSSESSES AN ACCEPTABLE FORM OF IDENTIFICATION.

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

29 (f) IN ACCORDANCE WITH THIS SUBSECTION (12) AND RULES  
30 ADOPTED TO IMPLEMENT THIS SUBSECTION (12), A LICENSED RETAIL  
31 MARIJUANA STORE WITH A VALID RETAIL MARIJUANA DELIVERY PERMIT  
32 MAY:

33 (I) RECEIVE AN ORDER THROUGH ELECTRONIC OR OTHER MEANS  
34 FOR THE PURCHASE AND DELIVERY OF RETAIL MARIJUANA OR RETAIL  
35 MARIJUANA PRODUCTS. IF THE ORDER IS FROM AN ONLINE PLATFORM,  
36 PRIOR TO THE COMPLETION OF THE TRANSACTION THROUGH THE ONLINE  
37 PLATFORM, THE ONLINE PLATFORM MUST MAKE THE INDIVIDUAL AWARE  
38 OF THE IDENTITY OF THE LICENSED RETAIL MARIJUANA STORE THAT WILL  
39 FULFILL THE ORDER TO THE INDIVIDUAL.

40 (II) DELIVER RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS  
41 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) DELIVER TO PRIVATE RESIDENCES;

7 (VI) DELIVER RETAIL MARIJUANA OR RETAIL MARIJUANA

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

9 AND THE RULES PROMULGATED PURSUANT TO THIS SECTION AND SECTION

10 44-12-202 (3)(a)(XXV); AND

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

12 WITH A RETAIL MARIJUANA TRANSPORTER THAT HAS A VALID RETAIL

13 MARIJUANA DELIVERY PERMIT TO CONDUCT DELIVERIES ON ITS BEHALF,

14 FROM ITS RETAIL MARIJUANA STORE OR ITS ASSOCIATED STATE LICENSING

15 AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY RULE.

16 (g) (I) AT THE TIME OF THE ORDER, THE LICENSED RETAIL

17 MARIJUANA STORE SHALL CONFIRM THE VALIDITY OF THE INDIVIDUAL'S

18 AGE AS REQUIRED BY THE STATE LICENSING AUTHORITY.

19 (II) PRIOR TO TRANSFERRING POSSESSION OF THE RETAIL

20 MARIJUANA ORDER TO AN INDIVIDUAL, THE LICENSED RETAIL MARIJUANA

21 STORE DELIVERY PERSON OR ITS CONTRACTED RETAIL MARIJUANA

22 TRANSPORTER LICENSEE DELIVERY PERSON SHALL CONFIRM THE

23 INDIVIDUAL'S IDENTIFICATION AND THE ADDRESS PROVIDED WITH THE

24 ORDER AT THE POINT OF DELIVERY.

25 (h) (I) UNLESS OTHERWISE PROVIDED BY THE STATE LICENSING

26 AUTHORITY BY RULES PROMULGATED PURSUANT TO THIS ARTICLE 12, ALL

27 REQUIREMENTS APPLICABLE TO OTHER LICENSES ISSUED PURSUANT TO

28 THIS ARTICLE 12 APPLY TO THE DELIVERY OF RETAIL MARIJUANA AND

29 RETAIL MARIJUANA PRODUCTS, INCLUDING BUT NOT LIMITED TO

30 INVENTORY TRACKING, TRANSPORTATION, AND PACKAGING AND LABELING

31 REQUIREMENTS.

32 (II) THE ADVERTISING REGULATIONS AND PROHIBITIONS ADOPTED

33 PURSUANT TO SECTION 44-12-202 (3)(d)(I) APPLY TO RETAIL MARIJUANA

34 DELIVERY OPERATIONS PURSUANT TO THIS SUBSECTION (12).

35 (i) IT IS NOT A VIOLATION OF ANY PROVISION OF STATE, CIVIL, OR

36 CRIMINAL LAW FOR A LICENSED RETAIL MARIJUANA STORE OR RETAIL

37 MARIJUANA TRANSPORTER LICENSEE WITH A VALID RETAIL MARIJUANA

38 DELIVERY PERMIT, OR SUCH PERSON WHO HAS MADE TIMELY AND

39 SUFFICIENT APPLICATION FOR THE RENEWAL OF THE PERMIT, OR ITS

40 LICENSEES TO POSSESS, TRANSPORT, AND DELIVER RETAIL MARIJUANA OR

41 RETAIL MARIJUANA PRODUCTS PURSUANT TO A RETAIL MARIJUANA

1 DELIVERY PERMIT IN AMOUNTS THAT DO NOT EXCEED AMOUNTS  
2 ESTABLISHED BY THE STATE LICENSING AUTHORITY.

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

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

23 (II) DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA  
24 PRODUCTS MAY NOT CROSS THE JURISDICTIONAL BOUNDARIES OF THE  
25 MUNICIPALITY, COUNTY, CITY, OR CITY AND COUNTY WHERE THE  
26 ORIGINATING RETAIL MARIJUANA ESTABLISHMENT IS LOCATED UNLESS THE  
27 MUNICIPALITY, COUNTY, OR CITY AND COUNTY ALLOWS DELIVERY FROM  
28 OUTSIDE ITS JURISDICTION.

29 (l) THE STATE LICENSING AUTHORITY SHALL BEGIN ISSUING RETAIL  
30 MARIJUANA DELIVERY PERMITS TO QUALIFIED RETAIL MARIJUANA STORE  
31 APPLICANTS ON JANUARY 2, 2021.

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

34 **44-11-406. Medical marijuana transporter license.** (1) (a) A  
35 medical marijuana transporter license may be issued to a person to  
36 provide logistics, distribution, DELIVERY, and storage of medical  
37 marijuana and medical marijuana-infused products. Notwithstanding any  
38 other provisions of law, a medical marijuana transporter license is valid  
39 for two years but cannot be transferred with a change of ownership. A  
40 licensed medical marijuana transporter is responsible for the medical  
41 marijuana and medical marijuana-infused products once it takes control

1 of the product.

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

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

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

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

28 (b) A MEDICAL MARIJUANA TRANSPORTER LICENSEE SHALL NOT  
29 MAKE DELIVERIES OF MEDICAL MARIJUANA OR MEDICAL  
30 MARIJUANA-INFUSED PRODUCTS TO PATIENTS OR PARENTS OR GUARDIANS  
31 WHILE ALSO TRANSPORTING MEDICAL MARIJUANA OR MEDICAL  
32 MARIJUANA-INFUSED PRODUCTS BETWEEN LICENSED PREMISES IN THE  
33 SAME VEHICLE.

34 (c) A LICENSED MEDICAL MARIJUANA TRANSPORTER WITH A  
35 MEDICAL MARIJUANA DELIVERY PERMIT MAY DELIVER MEDICAL  
36 MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS ON BEHALF OF  
37 A MEDICAL MARIJUANA CENTER ONLY TO THE PATIENT OR PARENT OR  
38 GUARDIAN WHO PLACED THE ORDER WITH A MEDICAL MARIJUANA CENTER  
39 AND WHO:

40 (I) IS A CURRENT REGISTRANT OF THE MEDICAL MARIJUANA  
41 PATIENT REGISTRY AND IS TWENTY-ONE YEARS OF AGE OR OLDER OR THE

1 PARENT OR GUARDIAN OF A PATIENT WHO IS ALSO THE PATIENT'S PRIMARY  
2 CAREGIVER;

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

5 (III) POSSESSES AN ACCEPTABLE FORM OF IDENTIFICATION.

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

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

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

19 (III) DELIVER ONLY TO A PATIENT REGISTERED IN THE MEDICAL  
20 MARIJUANA PATIENT REGISTRY OR A PARENT OR GUARDIAN OF A PATIENT  
21 WHO IS ALSO THAT PATIENT'S PRIMARY CAREGIVER;

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

24 (V) DELIVER TO A PRIVATE RESIDENCE;

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

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

34 (e) PRIOR TO TRANSFERRING POSSESSION OF THE MEDICAL  
35 MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS ORDER TO A  
36 PATIENT OR PARENT OR GUARDIAN, THE LICENSED MEDICAL MARIJUANA  
37 TRANSPORTER LICENSEE DELIVERY PERSON SHALL CONFIRM THE PATIENT'S  
38 OR PARENT'S OR GUARDIAN'S IDENTIFICATION, THE PATIENT'S OR PARENT'S  
39 OR GUARDIAN'S POSSESSION OF THE MEDICAL MARIJUANA REGISTRY CARD  
40 THAT MATCHES THE MEDICAL MARIJUANA REGISTRY NUMBER, AND THE  
41 ADDRESS PROVIDED WITH THE ORDER AT THE POINT OF DELIVERY.

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

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

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

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

30 (i) (I) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION,  
31 DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED  
32 PRODUCTS IS NOT PERMITTED IN ANY MUNICIPALITY, COUNTY, OR CITY  
33 AND COUNTY UNLESS THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY,  
34 BY EITHER A MAJORITY OF THE REGISTERED ELECTORS OF THE  
35 MUNICIPALITY, COUNTY, OR CITY AND COUNTY VOTING AT A REGULAR  
36 ELECTION OR SPECIAL ELECTION CALLED IN ACCORDANCE WITH THE  
37 "COLORADO MUNICIPAL ELECTION CODE OF 1965", ARTICLE 10 OF TITLE  
38 31, OR THE "UNIFORM ELECTION CODE OF 1992", ARTICLES 1 TO 13 OF  
39 TITLE 1, AS APPLICABLE, OR A MAJORITY OF THE MEMBERS OF THE  
40 GOVERNING BOARD FOR THE MUNICIPALITY, COUNTY, OR CITY AND  
41 COUNTY, VOTE TO ALLOW THE DELIVERY OF MEDICAL MARIJUANA OR



1 MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO THIS SECTION.  
2 (II) DELIVERY OF MEDICAL MARIJUANA OR MEDICAL  
3 MARIJUANA-INFUSED PRODUCTS MAY NOT CROSS THE JURISDICTIONAL  
4 BOUNDARIES OF THE MUNICIPALITY, COUNTY, CITY, OR CITY AND COUNTY  
5 WHERE THE ORIGINATING MEDICAL MARIJUANA CENTER IS LOCATED  
6 UNLESS THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY ALLOWS  
7 DELIVERY FROM OUTSIDE ITS JURISDICTION.

8 (j) THE STATE LICENSING AUTHORITY SHALL BEGIN ISSUING  
9 MEDICAL MARIJUANA DELIVERY PERMITS TO QUALIFIED MEDICAL  
10 MARIJUANA TRANSPORTER APPLICANTS ON JANUARY 2, 2021.

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

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

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

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

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

35 (IV) THE STATE LICENSING AUTHORITY MAY ISSUE A RETAIL  
36 MARIJUANA DELIVERY PERMIT TO A QUALIFIED APPLICANT, AS  
37 DETERMINED BY THE STATE LICENSING AUTHORITY, THAT HOLDS A RETAIL  
38 MARIJUANA TRANSPORTER LICENSE ISSUED PURSUANT TO THIS ARTICLE 12.  
39 A PERMIT APPLICANT IS PROHIBITED FROM DELIVERING RETAIL MARIJUANA  
40 AND RETAIL MARIJUANA PRODUCTS WITHOUT STATE AND LOCAL  
41 JURISDICTION APPROVAL. IF THE APPLICANT DOES NOT RECEIVE LOCAL

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

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

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

- 23 (I) IS TWENTY-ONE YEARS OF AGE OR OLDER;
- 24 (II) RECEIVES THE DELIVERY OF RETAIL MARIJUANA OR RETAIL  
25 MARIJUANA PRODUCTS PURSUANT TO RULES; AND
- 26 (III) POSSESSES AN ACCEPTABLE FORM OF IDENTIFICATION.

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

- 31 (I) NOT ACCEPT ORDERS ON BEHALF OF A RETAIL MARIJUANA  
32 STORE AND MAY ONLY PICK UP ALREADY PACKAGED RETAIL MARIJUANA  
33 DELIVERY ORDERS FROM A RETAIL MARIJUANA STORE OR ITS ASSOCIATED  
34 STATE LICENSING AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED  
35 BY RULE AND DELIVER THOSE ORDERS TO THE APPROPRIATE INDIVIDUAL;
- 36 (II) DELIVER RETAIL MARIJUANA AND RETAIL MARIJUANA  
37 PRODUCTS NOT IN EXCESS OF THE AMOUNTS ESTABLISHED BY THE STATE  
38 LICENSING AUTHORITY;
- 39 (III) DELIVER ONLY TO AN INDIVIDUAL AT THE ADDRESS PROVIDED  
40 IN THE ORDER;
- 41 (IV) DELIVER NO MORE THAN ONCE PER DAY TO THE SAME

1 INDIVIDUAL OR RESIDENCE;  
2 (V) DELIVER TO A PRIVATE RESIDENCE;  
3 (VI) DELIVER RETAIL MARIJUANA OR RETAIL MARIJUANA  
4 PRODUCTS ONLY BY A MOTOR VEHICLE THAT COMPLIES WITH THIS SECTION  
5 AND THE RULES PROMULGATED PURSUANT TO THIS SECTION AND SECTION  
6 44-12-202 (3)(a)(XXV); AND  
7 (VII) USE AN EMPLOYEE TO CONDUCT DELIVERIES ON BEHALF OF,  
8 AND PURSUANT TO A CONTRACT WITH, A RETAIL MARIJUANA STORE THAT  
9 HAS A VALID RETAIL MARIJUANA DELIVERY PERMIT FROM ITS RETAIL  
10 MARIJUANA CENTER OR ITS ASSOCIATED STATE LICENSING  
11 AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY RULE.  
12 (e) PRIOR TO TRANSFERRING POSSESSION OF THE RETAIL  
13 MARIJUANA ORDER TO AN INDIVIDUAL, THE LICENSED RETAIL MARIJUANA  
14 TRANSPORTER LICENSEE DELIVERY PERSON SHALL CONFIRM THE  
15 INDIVIDUAL'S IDENTIFICATION AND THE ADDRESS PROVIDED WITH THE  
16 ORDER AT THE POINT OF DELIVERY.  
17 (f) ANY PERSON DELIVERING RETAIL MARIJUANA OR RETAIL  
18 MARIJUANA PRODUCTS FOR A RETAIL MARIJUANA TRANSPORTER MUST  
19 POSSESS A VALID OCCUPATIONAL LICENSE AND BE A CURRENT EMPLOYEE  
20 OF THE RETAIL MARIJUANA TRANSPORTER LICENSEE WITH A VALID RETAIL  
21 MARIJUANA DELIVERY PERMIT; MUST HAVE UNDERGONE TRAINING  
22 REGARDING PROOF-OF-AGE IDENTIFICATION AND VERIFICATION,  
23 INCLUDING ALL FORMS OF IDENTIFICATION THAT ARE DEEMED  
24 ACCEPTABLE BY THE STATE LICENSING AUTHORITY; AND MUST HAVE ANY  
25 OTHER TRAINING REQUIRED BY THE STATE LICENSING AUTHORITY.  
26 (g) (I) UNLESS OTHERWISE PROVIDED BY THE STATE LICENSING  
27 AUTHORITY BY RULES PROMULGATED PURSUANT TO THIS ARTICLE 12, ALL  
28 REQUIREMENTS APPLICABLE TO OTHER LICENSES ISSUED PURSUANT TO  
29 THIS ARTICLE 12 APPLY TO THE DELIVERY OF RETAIL MARIJUANA AND  
30 RETAIL MARIJUANA PRODUCTS, INCLUDING BUT NOT LIMITED TO  
31 INVENTORY TRACKING, TRANSPORTATION, AND PACKAGING AND LABELING  
32 REQUIREMENTS.  
33 (II) THE ADVERTISING REGULATIONS AND PROHIBITIONS ADOPTED  
34 PURSUANT TO SECTION 44-12-202 (3)(d)(I) APPLY TO RETAIL MARIJUANA  
35 DELIVERY OPERATIONS PURSUANT TO THIS SUBSECTION (5).  
36 (h) IT IS NOT A VIOLATION OF ANY PROVISION OF STATE, CIVIL, OR  
37 CRIMINAL LAW FOR A LICENSED RETAIL MARIJUANA TRANSPORTER  
38 LICENSEE WITH A VALID RETAIL MARIJUANA DELIVERY PERMIT, OR SUCH  
39 PERSON WHO HAS MADE TIMELY AND SUFFICIENT APPLICATION FOR THE  
40 RENEWAL OF THE PERMIT, OR ITS LICENSEES TO POSSESS, TRANSPORT, AND  
41 DELIVER RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS

1 PURSUANT TO A RETAIL MARIJUANA DELIVERY PERMIT IN AMOUNTS THAT  
2 DO NOT EXCEED AMOUNTS ESTABLISHED BY THE STATE LICENSING  
3 AUTHORITY.

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

17 (II) DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA  
18 PRODUCTS MAY NOT CROSS THE JURISDICTIONAL BOUNDARIES OF THE  
19 MUNICIPALITY, COUNTY, CITY, OR CITY AND COUNTY WHERE THE  
20 ORIGINATING RETAIL MARIJUANA STORE IS LOCATED UNLESS THE  
21 MUNICIPALITY, COUNTY, OR CITY AND COUNTY ALLOWS DELIVERY FROM  
22 OUTSIDE ITS JURISDICTION.

23 (j) THE STATE LICENSING AUTHORITY SHALL BEGIN ISSUING RETAIL  
24 MARIJUANA DELIVERY PERMITS TO QUALIFIED RETAIL MARIJUANA  
25 TRANSPORTER APPLICANTS ON JANUARY 2, 2021.

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

28 **44-11-1101. Responsible vendor program - standards -**  
29 **designation.** (2) An approved training program ~~shall~~ **MUST** contain, at a  
30 minimum, the following standards and ~~shall~~ **MUST** be taught in a  
31 classroom setting in a minimum of a two-hour period:

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

34 (III.5) STATUTORY AND REGULATORY REQUIREMENTS RELATED TO  
35 MARIJUANA DELIVERY;

36 **SECTION 10. Act subject to petition - effective date.** This act  
37 takes effect at 12:01 a.m. on the day following the expiration of the  
38 ninety-day period after final adjournment of the general assembly (August  
39 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a  
40 referendum petition is filed pursuant to section 1 (3) of article V of the  
41 state constitution against this act or an item, section, or part of this act

1 within such period, then the act, item, section, or part will not take effect  
2 unless approved by the people at the general election to be held in  
3 November 2020 and, in such case, will take effect on the date of the  
4 official declaration of the vote thereon by the governor."

\*\* \*\* \*\* \*\* \*\*