SENATE COMMITTEE OF REFERENCE REPORT

_______________________________ April 20, 2023
Chair of Committee Date

Committee on Finance.

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

SB23-290 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1. Amend printed bill, page 9, strike line 14 and substitute "THEREWITH, BUSINESS PROMOTION, OR COMMERCIAL ACTIVITY.".

2. Page 13, line 12, strike "OR".

3. Page 13, line 13, strike "44." and substitute "44, OR FOR STATE OR LOCAL LAW ENFORCEMENT AGENCIES TO ACCESS RECORDS AND INFORMATION FOR OTHER STATE OR LOCAL LAW ENFORCEMENT."

4. Page 15, line 15, strike "TRADITIONAL" and substitute "TRADITIONAL, TRIBAL,"

5. Page 19, line 1, strike "INDIGENOUS" and substitute "TRIBAL OR INDIGENOUS"

6. Page 19, line 5, strike "TRADITIONAL" and substitute "TRADITIONAL, TRIBAL, OR"

7. Page 19, line 27, strike "EFFECT," and substitute "BENEFITS, HARMS,"

8. Page 21, line 25, after "EXISTING" insert "AND CURRENT"

9. Page 22, line 23, strike "Indigenous" and substitute "Federally recognized American tribes and Indigenous"

10. Page 22, line 24, strike "AN" and substitute "THE FEDERALLY RECOGNIZED AMERICAN TRIBES AND"
Page 25, lines 8 and 9, strike "DOES NOT RECEIVE REMUNERATION,"

Page 40, strike line 5 and substitute "THEREWITH, BUSINESS PROMOTION, OR COMMERCIAL ACTIVITY.".

Page 41, line 10, after "OF" insert "OR IMPAIRMENT FROM".

Page 41, line 13, after "OF" insert "OR IMPAIRMENT FROM".

Page 47, line 4, strike "TRADITIONAL" and substitute "TRADITIONAL, TRIBAL,"

Page 53, line 7, strike "INSTRUCTIONS" and substitute "GUIDANCE".

Page 75, line 19, after "SECTION," insert "ARTICLE 170 OF TITLE 12, OR ARTICLE 50 OF TITLE 44,"

Page 78, after line 10, insert:

"(11) NOTWITHSTANDING ANY OTHER LAW TO THE CONTRARY, THE OFFENSES PROVIDED FOR IN THIS SECTION DO NOT APPLY TO A PERSON POSSESSING, DISPLAYING, CULTIVATING, PURCHASING, OR SELLING A LIVING PLANT FOR ORNAMENTAL PURPOSES ONLY THAT WAS COMMONLY AND LAWFULLY SOLD PRIOR TO THE EFFECTIVE DATE OF THIS SECTION. FOR PURPOSES OF THIS SECTION, A "LIVING PLANT" DOES NOT INCLUDE MUSHROOMS OR OTHER FUNGAL MATTER.".

Renumber succeeding subsections accordingly.

Page 78, line 27, strike "(11)(b)," and substitute "(12)(b),".

Page 79, line 3, strike "(11)(b)(I)" and substitute "(12)(b)(I)".

Before "INDIGENOUS" insert "THE FEDERALLY RECOGNIZED AMERICAN TRIBES AND" on Page 4, line 10; Page 5, lines 1, 7, 13, and 20; Page 14, line 3; Page 23, lines 5, 14, and 22; and Page 50, line 25.

Before "INDIGENOUS" insert "TRIBAL AND" on: Page 5, line 5; Page 22, line 11; and Page 23, lines 1 and 17.