

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

March 3, 2025
Date

Committee on Finance.

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

HB25-1209 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 4, line 3, strike "(13.2), (13.3), (46.4), (46.6),
2 and".
- 3 Page 4, strike lines 6 through 13.
- 4 Page 5, strike lines 1 through 6.
- 5 Page 5, line 9, strike "SAMPLE." and substitute "REGULATED MARIJUANA."
- 6 Page 5, line 11, after "portion," insert "(1)(c)," and strike "(1)(k)".
- 7 Page 5, line 13, strike "(2)(dd)(VI)".
- 8 Page 5, strike line 14 and substitute "(2)(t), (2)(bb)(II), (2)(dd)(VI), and
9 (2)(gg)(II); and **add** (1)(l), (1)(m), and (10) as follows:".
- 10 Page 5, strike lines 18 and 19 and substitute:
11 "(c) Records to be kept by licensees and the required availability
12 of the records. THE RECORDS REQUIRED TO BE KEPT MAY INCLUDE BUT
13 MUST NOT EXCEED THE FOLLOWING:
14 (I) CHILD RESISTANCE CERTIFICATES;
15 (II) TESTING RECORDS;
16 (III) CERTIFICATES OF ANALYSIS OR OTHER RECORDS
17 DEMONSTRATING THE COMPOSITION OF RAW INGREDIENTS USED IN
18 VAPORIZERS OR PRESSURED METERED DOSE INHALERS;
19 (IV) RECALL RECORDS;
20 (V) ADVERSE HEALTH EVENTS;

1 (VI) CORRECTIVE ACTION AND PREVENTIVE ACTION RECORDS;
2 (VII) DOCUMENTATION REQUIRED TO DEMONSTRATE VALID
3 RESPONSIBLE VENDOR DESIGNATION;
4 (VIII) STANDARD OPERATING PROCEDURES;
5 (IX) TRANSFER RECORDS TO ACCOUNT FOR REGULATED
6 MARIJUANA TRANSACTIONS;
7 (X) EXPIRATION DATE TESTING AND USE-BY-DATE TESTING;
8 (XI) PATIENT RECORDS; AND
9 (XII) ADVERTISING RECORDS."

10 Page 5, strike lines 25 through 27 and substitute:

11 "(I) DEVELOPMENT OF INDIVIDUAL IDENTIFICATION CARDS FOR:
12 (I) CONTROLLING BENEFICIAL OWNERS;
13 (II) PASSIVE BENEFICIAL OWNERS; OR
14 (III) INDIVIDUALS WHO HANDLE OR TRANSPORT REGULATED
15 MARIJUANA ON BEHALF OF ENTITIES LICENSED PURSUANT TO THIS ARTICLE
16 10."

17 Page 6, strike lines 1 through 4.

18 Page 6, after line 4, insert

19 "(m) REQUIREMENTS FOR MEDICAL MARIJUANA PRODUCTS
20 MANUFACTURERS OR RETAIL MARIJUANA PRODUCTS MANUFACTURERS TO
21 USE AN APPROVED LICENSED PREMISES AND APPROVED EQUIPMENT TO
22 MANUFACTURE AND PREPARE PRODUCTS NOT INFUSED WITH REGULATED
23 MARIJUANA FOR THE PURPOSE OF QUALITY CONTROL AND RESEARCH AND
24 DEVELOPMENT IN THE FORMULATION OF MANUFACTURE OF INFUSED
25 REGULATED MARIJUANA PRODUCTS."

26 Page 6, line 12, strike "CRIMINAL HISTORY" and substitute "JUDICIAL".

27 Page 6, line 19, after "~~including~~" insert "PROCEDURES FOR REQUIRING
28 WRITTEN REQUESTS AND PROVIDING LICENSEES AT LEAST SEVENTY-TWO
29 HOURS TO RESPOND TO REQUESTS TO OBTAIN COPIES OF SURVEILLANCE
30 RECORDINGS CREATED AND MAINTAINED BY THE LICENSEE;"

31 Page 6, line 21, after "VIDEO RECORDING" insert "AREAS OF THE LICENSED
32 PREMISES".

33 Page 8, strike lines 7 through 23 and substitute:

34 "(VI) ~~Record-keeping requirements~~;"

1 Page 9, after line 15 insert:
2 "(10) (a) THE STATE LICENSING AUTHORITY SHALL ADOPT RULES
3 TO ENABLE A LICENSEE TO CONDUCT RESEARCH AND DEVELOPMENT USING
4 R-AND-D UNITS WHEN EVALUATING DIFFERENT FLAVORS AND
5 NONMARIJUANA INGREDIENTS. THE RULES MUST INCLUDE:
6 (I) EVALUATION THROUGH THE USE OF NONINFUSED PRODUCTS;
7 AND
8 (II) THE ADDITION OF FLAVORS AND NONMARIJUANA INGREDIENTS
9 FOR THE PURPOSES OF RESEARCH AND DEVELOPMENT.
10 (b) ADDING FLAVORS OR NONMARIJUANA INGREDIENTS ARE NOT
11 CONSIDERED AN ADDITIONAL BATCH AND DO NOT REQUIRE ADDITIONAL
12 TESTING IF THE LICENSEE POSSESSES ANALYSIS OR DOCUMENTATION
13 EVIDENCING THE SAFETY PROFILE OF THE FLAVORS OR NONMARIJUANA
14 INGREDIENTS.
15 (c) A LICENSEE SHALL NOT TRANSFER R-AND-D UNITS TO A
16 REGULATED MARIJUANA STORE."

17 Page 9, strike lines 16 through 24.

18 Renumber succeeding sections accordingly.

19 Page 13, strike lines 13 through 27.

20 Page 14, strike lines 1 through 21.

21 Renumber succeeding sections accordingly.

22 Page 14, line 25, strike "**promotional units -**".

23 Page 17, lines 11 and 12, strike "VIOLATES SECTION 18-18-406;" and
24 substitute "EXCEEDS SALES LIMITATIONS SET FORTH IN SECTION
25 44-10-501;"

26 Page 18, strike lines 11 through 13 and substitute "that is used exclusively
27 for the manufacture and preparation of medical marijuana products and
28 using equipment that is used exclusively for the manufacture and
29 preparation of medical marijuana products UNLESS PERMITTED BY RULE
30 ADOPTED BY THE STATE LICENSING AUTHORITY UNDER SECTION 44-10-203
31 (1)(m); except that,"

32 Page 21, lines 4 and 5, strike "WOULD VIOLATE SECTION 18-18-406;" and
33 substitute "EXCEEDS SALES LIMITATIONS SET FORTH IN SECTION
34 44-10-601;"

- 1 Page 21, strike lines 23 through 25.
- 2 Page 21, line 27, strike "(3)(a)(I); and **add** (18)" and substitute "(3)(a)(I)".
- 3 Page 22, line 3, strike "**supplier-sponsored consumer promotion -**".
- 4 Page 22, strike lines 10 through 27.
- 5 Page 23, strike lines 1 through 13.
- 6 Page 26, strike lines 23 through 26 and substitute "licensed premises that
7 is used exclusively for the manufacture and preparation of retail
8 marijuana or retail marijuana products and using equipment that is used
9 exclusively for the manufacture and preparation of retail marijuana
10 products UNLESS PERMITTED BY RULE ADOPTED BY THE STATE LICENSING
11 AUTHORITY UNDER SECTION 44-10-203 (1)(m); except that, if permitted
12 by the local".
- 13 Page 31, strike lines 26 and 27 and substitute "**applicability.** (1) This act
14 takes effect January 5, 2026; except that, if a referendum petition is filed
15 pursuant to section 1 (3) of article V of the state constitution against this
16 act or an item, section, or part of this act within the ninety-day period
17 after final adjournment of the general assembly, then the act, item,
18 section, or part will not take effect unless approved by the people at the
19 general election to be held in November 2026 and, in such case, will take
20 effect on the date of the official declaration of the vote thereon by the
21 governor.".
- 22 Page 32, strike lines 1 through 7.

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