

HOUSE COMMITTEE OF REFERENCE REPORT

\_\_\_\_\_  
Chairman of Committee

February 25, 2016  
Date

Committee on Business Affairs and Labor.

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

HB16-1211 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

1 Amend printed bill, page 2, after line 1 insert:

2 "SECTION 1. In Colorado Revised Statutes, 12-43.3-104, **add**  
3 (8.5) as follows:

4 **12-43.3-104. Definitions.** As used in this article, unless the  
5 context otherwise requires:

6 (8.5) "MEDICAL MARIJUANA TRANSPORTER" MEANS AN ENTITY OR  
7 PERSON THAT IS LICENSED TO TRANSPORT MEDICAL MARIJUANA AND  
8 MEDICAL MARIJUANA-INFUSED PRODUCTS FROM ONE MEDICAL MARIJUANA  
9 ESTABLISHMENT TO ANOTHER MEDICAL MARIJUANA ESTABLISHMENT AND  
10 TO TEMPORARILY STORE THE TRANSPORTED MEDICAL MARIJUANA AND  
11 MEDICAL MARIJUANA-INFUSED PRODUCTS AT ITS LICENSED PREMISES, BUT  
12 IS NOT AUTHORIZED TO SELL MEDICAL MARIJUANA OR MEDICAL  
13 MARIJUANA-INFUSED PRODUCTS UNDER ANY CIRCUMSTANCES.

14 **SECTION 2.** In Colorado Revised Statutes, 12-43.3-202, **add** (2)  
15 (a) (XVIII.6) as follows:

16 **12-43.3-202. Powers and duties of state licensing authority -**  
17 **rules.** (2) (a) Rules promulgated pursuant to paragraph (b) of subsection  
18 (1) of this section may include, but need not be limited to, the following  
19 subjects:

20 (XVIII.6) MEDICAL MARIJUANA TRANSPORTER LICENSED  
21 BUSINESSES, INCLUDING REQUIREMENTS FOR DRIVERS, INCLUDING  
22 OBTAINING AND MAINTAINING A VALID COLORADO DRIVER'S LICENSE;  
23 INSURANCE REQUIREMENTS; ACCEPTABLE TIME FRAMES FOR TRANSPORT,

1 STORAGE, AND DELIVERY; REQUIREMENTS FOR TRANSPORT VEHICLES; AND  
2 REQUIREMENTS FOR LICENSED PREMISES;".

3 Renumber succeeding sections accordingly.

4 Page 2, line 25, strike "FIVE" and substitute "THREE".

5 Page 3, strike lines 7 through 12.

6 Page 3, line 13, strike "JANUARY 1, 2018," and substitute "JULY 1, 2017,".

7 Page 3, line 18, after the period, add "THE STATE LICENSING AUTHORITY  
8 SHALL BEGIN ACCEPTING APPLICATIONS AFTER JANUARY 1, 2017.".

9 Page 3, line 22, after the period insert "THE LICENSED PREMISES MUST BE  
10 LOCATED IN A JURISDICTION THAT PERMITS THE OPERATION OF MEDICAL  
11 MARIJUANA CENTERS.".

12 Page 4, lines 1 and 2, strike "SHALL HAVE ACCESS TO AND".

13 Page 4, line 9, after the semi-colon add "AND".

14 Page 4, strike lines 10 and 11 and substitute:

15           "(b) DELIVER MEDICAL".

16 Page 4, line 14, strike "LICENSED; AND" and substitute "LICENSED.".

17 Page 4, strike lines 15 through 27.

18 Page 5, strike lines 1 through 14 and substitute:

19           "**SECTION 6.** In Colorado Revised Statutes, 12-43.4-103, **add**  
20 (21.5) as follows:  
21           **12-43.4-103. Definitions.** As used in this article, unless the  
22 context otherwise requires:  
23           (21.5) "RETAIL MARIJUANA TRANSPORTER" MEANS AN ENTITY OR  
24 PERSON THAT IS LICENSED TO TRANSPORT RETAIL MARIJUANA AND RETAIL  
25 MARIJUANA PRODUCTS FROM ONE RETAIL MARIJUANA ESTABLISHMENT TO  
26 ANOTHER RETAIL MARIJUANA ESTABLISHMENT AND TO TEMPORARILY

1 STORE THE TRANSPORTED RETAIL MARIJUANA AND RETAIL MARIJUANA  
2 PRODUCTS AT ITS LICENSED PREMISES, BUT IS NOT AUTHORIZED TO SELL  
3 RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS UNDER ANY  
4 CIRCUMSTANCES.

5 **SECTION 7.** In Colorado Revised Statutes, 12-43.4-202, **add** (3)  
6 (a) (XVII) as follows:

7 **12-43.4-202. Powers and duties of state licensing authority -**  
8 **rules.** (3) (a) Rules promulgated pursuant to paragraph (b) of subsection  
9 (2) of this section must include, but need not be limited to, the following  
10 subjects:

11 (XVII) RETAIL MARIJUANA TRANSPORTER LICENSED BUSINESSES,  
12 INCLUDING REQUIREMENTS FOR DRIVERS, INCLUDING OBTAINING AND  
13 MAINTAINING A VALID COLORADO DRIVER'S LICENSE; INSURANCE  
14 REQUIREMENTS; ACCEPTABLE TIME FRAMES FOR TRANSPORT, STORAGE,  
15 AND DELIVERY; REQUIREMENTS FOR TRANSPORT VEHICLES; AND  
16 REQUIREMENTS FOR LICENSED PREMISES;"

17 Renumber succeeding sections accordingly.

18 Page 6, line 6, strike "FIVE" and substitute "THREE".

19 Page 6, line 11, strike "WHEN".

20 Page 6, strike lines 12 through 17.

21 Page 6, line 18, strike "JANUARY 1, 2018," and substitute "JULY 1, 2017,".

22 Page 6, line 23, after the period add "THE STATE LICENSING AUTHORITY  
23 SHALL BEGIN ACCEPTING APPLICATIONS AFTER JANUARY 1, 2017.".

24 Page 6, line 27, after the period insert "THE LICENSED PREMISES MUST BE  
25 LOCATED IN A JURISDICTION THAT PERMITS THE OPERATION OF RETAIL  
26 MARIJUANA STORES.".

27 Page 7, lines 5 and 6, strike "SHALL HAVE ACCESS TO AND".

28 Page 7, line 12, after the semi-colon add "AND".

29 Page 7, strike lines 13 and 14 and substitute:

- 1 "(b) DELIVER RETAIL".
- 2 Page 7, line 16, strike "LICENSED; AND" and substitute "LICENSED."
- 3 Page 7, strike lines 17 through 27.
- 4 Page 8, strike lines 1 through 18.

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