

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.

An Act

SENATE BILL 17-111

BY SENATOR(S) Neville T., Baumgardner, Kerr, Priola;
also REPRESENTATIVE(S) Michaelson Jenet and Gray, Becker K.,
Ginal, Hooton, Lebsock, Melton, Rosenthal.

CONCERNING MEASURES TO ADDRESS MEDICAL MARIJUANA INVENTORY
SHORTFALLS, AND, IN CONNECTION THEREWITH, MAKING AN
APPROPRIATION.

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

SECTION 1. In Colorado Revised Statutes, 12-43.3-402, **amend**
(4) as follows:

12-43.3-402. Medical marijuana center license.
(4) (a) Notwithstanding the requirements of subsection (3) of this section to the contrary, a medical marijuana licensee may purchase ~~not more than thirty percent~~ A PERCENTAGE of its total on-hand inventory of medical marijuana from another licensed medical marijuana center in Colorado. A medical marijuana center may sell ~~no more than thirty percent~~ A PERCENTAGE of its total on-hand inventory to another Colorado licensed medical marijuana licensee. ~~except that.~~ THE STATE LICENSING AUTHORITY SHALL SET THE PERCENTAGE IN RULE, BUT THE PERCENTAGE SHALL NOT BE SET ANY LOWER THAN THIRTY PERCENT. The director of the division that

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

regulates medical marijuana may grant a temporary waiver:

(a) (I) To a medical marijuana center or applicant if the medical marijuana center or applicant suffers a catastrophic event related to its inventory; or

(b) (II) To a new medical marijuana center licensee for a period not to exceed ninety days so the new licensee can cultivate the necessary medical marijuana to comply with this subsection (4).

(b) NOTWITHSTANDING THE REQUIREMENTS OF SUBSECTION (3) OF THIS SECTION TO THE CONTRARY, A MEDICAL MARIJUANA CENTER MAY TRANSFER MEDICAL MARIJUANA TO ANOTHER MEDICAL MARIJUANA CENTER OR MEDICAL MARIJUANA-INFUSED PRODUCT MANUFACTURER IF ALL DIRECT BENEFICIAL OWNERS OF THE LICENSED BUSINESSES ARE THE SAME WITHOUT THE PROVISIONS OF SUBSECTION (4)(a) OF THIS SECTION APPLYING.

SECTION 2. Appropriation. For the 2017-18 state fiscal year, \$128,428 is appropriated to the department of revenue for marijuana enforcement. This appropriation is from the marijuana cash fund created in section 12-43.3-501 (1)(a), C.R.S., and is based on an assumption that the department will require an additional 0.9 FTE.

SECTION 3. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless

approved by the people at the general election to be held in November 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Kevin J. Grantham
PRESIDENT OF
THE SENATE

Crisanta Duran
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Effie Ameen
SECRETARY OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO