

**First Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 19-0954.01 Jerry Barry x4341

HOUSE BILL 19-1230

HOUSE SPONSORSHIP

Singer and Melton, Coleman, Gray, Landgraf, Michaelson Jenet

SENATE SPONSORSHIP

Marble and Gonzales, Pettersen, Rodriguez, Fenberg

House Committees

Business Affairs & Labor
Finance

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING MARIJUANA HOSPITALITY ESTABLISHMENTS.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

If approval is received by both the state and local licensing authorities, the bill authorizes legal cannabis hospitality spaces in which legal cannabis may be consumed on site and retail cannabis hospitality and sales establishments in which retail marijuana, retail marijuana concentrate, and retail marijuana products may be sold and consumed on site in the establishment's hospitality space.

The bill establishes requirements and prohibitions for the new hospitality spaces and requires the state licensing authority to promulgate

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

rules governing the new hospitality licenses and spaces.

The bill makes the hospitality spaces an exception to the "Colorado Clean Air Act" and makes conforming amendments.

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

2 **SECTION 1.** In Colorado Revised Statutes, 44-12-103, **amend**
3 (24); and **add** (3.6), (3.8), (5.6), (5.8), (15.5), and (21.4) as follows:

4 **44-12-103. Definitions.** As used in this article 12, unless the
5 context otherwise requires:

6 (3.6) "HOSPITALITY" MEANS THE OPERATION OF A LICENSED SPACE
7 TO FACILITATE THE CONSUMPTION OF LEGAL MARIJUANA PURSUANT TO
8 SECTION 44-12-408 OR FOR THE LIMITED SALE AND CONSUMPTION OF
9 RETAIL MARIJUANA, RETAIL MARIJUANA CONCENTRATE, OR RETAIL
10 MARIJUANA PRODUCTS PURSUANT TO SECTION 44-12-409.

11 (3.8) "HOSPITALITY SPACE" MEANS A PERMANENT OR TEMPORARY
12 FACILITY, WHICH MAY BE MOBILE, LICENSED TO OPERATE FOR THE
13 PURPOSE OF ON-SITE CONSUMPTION OF LEGAL MARIJUANA OR A
14 PERMANENT FACILITY LICENSED FOR THE LIMITED SALE AND CONSUMPTION
15 OF RETAIL MARIJUANA, RETAIL MARIJUANA CONCENTRATE, OR RETAIL
16 MARIJUANA PRODUCTS PURSUANT TO STATE AND LOCAL AUTHORITY
17 APPROVAL.

18 (5.6) "LEGAL MARIJUANA" MEANS RETAIL OR MEDICAL
19 MARIJUANA, RETAIL OR MEDICAL MARIJUANA CONCENTRATE, RETAIL
20 MARIJUANA PRODUCTS, MEDICAL MARIJUANA-INFUSED PRODUCTS, OR ANY
21 MARIJUANA, MARIJUANA CONCENTRATE, OR MARIJUANA PRODUCT THAT
22 IS LEGAL UNDER SECTION 14 OR 16 OF ARTICLE XVIII OF THE STATE
23 CONSTITUTION.

24 (5.8) "LEGAL MARIJUANA HOSPITALITY ESTABLISHMENT" MEANS

1 A FACILITY LICENSED TO PERMIT THE CONSUMPTION OF LEGAL MARIJUANA
2 PURSUANT TO PROVISIONS OF AN ENACTED, INITIATED, OR REFERRED
3 ORDINANCE OR RESOLUTION OF THE LOCAL JURISDICTION IN WHICH THE
4 LICENSEE OPERATES.

5 (15.5) "OPERATE" MEANS THE EXERCISE OF THE PRIVILEGES OF THE
6 STATE LICENSING AUTHORITY PURSUANT TO PROVISIONS, LAWS, AND
7 RULES OF THE STATE LICENSING AUTHORITY AND THE PROVISIONS,
8 REQUIREMENTS, AND RULES OF THE ORDINANCE OR RESOLUTION OF THE
9 LOCAL JURISDICTION IN WHICH THE LICENSEE OPERATES.

10 (21.4) "RETAIL MARIJUANA HOSPITALITY AND SALES
11 ESTABLISHMENT" MEANS A FIXED PREMISES FACILITY LICENSED TO PERMIT
12 THE CONSUMPTION OF ONLY THE RETAIL MARIJUANA, RETAIL MARIJUANA
13 CONCENTRATE, OR RETAIL MARIJUANA PRODUCTS IT HAS SOLD PURSUANT
14 TO THE PROVISIONS OF AN ENACTED, INITIATED, OR REFERRED ORDINANCE
15 OR RESOLUTION OF THE LOCAL JURISDICTION IN WHICH THE LICENSEE
16 OPERATES.

17 (24) "Retail marijuana establishment" means a retail marijuana
18 store, a retail marijuana cultivation facility, a retail marijuana products
19 manufacturer, A LEGAL MARIJUANA HOSPITALITY ESTABLISHMENT, A
20 RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT, or a retail
21 marijuana testing facility.

22 **SECTION 2.** In Colorado Revised Statutes, 44-12-202, **amend**
23 (1) introductory portion and (2)(a); and **add** (3)(a)(XXV) and
24 (3)(a)(XXVI) as follows:

25 **44-12-202. Powers and duties of state licensing authority -**
26 **rules.** (1) To ensure that no marijuana grown or processed by a retail
27 marijuana establishment is sold or otherwise transferred except by a retail

1 marijuana store, A RETAIL MARIJUANA HOSPITALITY AND SALES
2 ESTABLISHMENT, or as authorized by law, the state licensing authority
3 shall develop and maintain a seed-to-sale tracking system that tracks retail
4 marijuana from either seed or immature plant stage until the marijuana or
5 retail marijuana product is sold to a customer at a retail marijuana store
6 OR TO A PATRON AT A RETAIL MARIJUANA HOSPITALITY AND SALES
7 ESTABLISHMENT; except that retail marijuana or retail marijuana product
8 ~~is~~ PRODUCTS ARE no longer subject to the tracking system once the retail
9 marijuana has been:

10 (2) The state licensing authority has the authority to:

11 (a) Grant or refuse state licenses for the cultivation, manufacture,
12 distribution, sale, HOSPITALITY, and testing of retail marijuana and retail
13 marijuana products as provided by law; suspend, fine, restrict, or revoke
14 such licenses, whether active, expired, or surrendered, upon a violation
15 of this article 12 or any rule promulgated pursuant to this article 12; and
16 impose any penalty authorized by this article 12 or any rule promulgated
17 pursuant to this article 12. The state licensing authority may take any
18 action with respect to a registration pursuant to this article 12 as it may
19 with respect to a license pursuant to this article 12, in accordance with the
20 procedures established pursuant to this article 12.

21 (3) (a) Rules promulgated pursuant to subsection (2)(b) of this
22 section must include, but need not be limited to, the following subjects:

23 (XXV) THE IMPLEMENTATION OF LEGAL MARIJUANA HOSPITALITY
24 AND RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT
25 LICENSES, INCLUDING BUT NOT LIMITED TO:

26 (A) GENERAL INSURANCE LIABILITY REQUIREMENTS;

27 (B) A SALES LIMIT PER TRANSACTION FOR RETAIL MARIJUANA,

1 RETAIL MARIJUANA CONCENTRATE, AND RETAIL MARIJUANA PRODUCTS
2 THAT MAY BE SOLD TO A PATRON OF A RETAIL MARIJUANA HOSPITALITY
3 AND SALES ESTABLISHMENT; EXCEPT THAT THE SALES LIMIT ESTABLISHED
4 BY THE STATE LICENSING AUTHORITY MUST BE A COMMERCIALY
5 REASONABLE SERVING AMOUNT OF RETAIL MARIJUANA, RETAIL
6 MARIJUANA CONCENTRATE, OR RETAIL MARIJUANA PRODUCT;

7 (C) RESTRICTIONS ON THE TYPE OF ANY RETAIL MARIJUANA,
8 RETAIL MARIJUANA CONCENTRATE, OR RETAIL MARIJUANA PRODUCT
9 AUTHORIZED TO BE SOLD INCLUDING THAT THE MARIJUANA,
10 CONCENTRATE, OR PRODUCT BE MEANT FOR CONSUMPTION IN THE
11 HOSPITALITY SPACE OF THE ESTABLISHMENT;

12 (D) PROHIBITIONS ON SALES OR MANUFACTURING ACTIVITY THAT
13 WOULD REQUIRE ADDITIONAL LICENSURE ON THE PREMISES; AND

14 (E) RULES TO ENSURE COMPLIANCE WITH SECTION 42-4-1305.5.

15 (XXVI) FOR MOBILE LEGAL MARIJUANA ESTABLISHMENTS,
16 REGULATIONS INCLUDING BUT NOT LIMITED TO REGISTRATION OF
17 VEHICLES AND PROPER DESIGNATION OF VEHICLES USED AS A MOBILE
18 HOSPITALITY SPACE, SURVEILLANCE CAMERAS, GPS TRACKING,
19 COMPLIANCE WITH SECTION 42-4-1305.5, ENSURING ACTIVITY IS NOT
20 VISIBLE OUTSIDE OF THE VEHICLE, PROPER VENTILATION, AND THAT THE
21 ROUTES OF THE VEHICLE ARE ENTERED IN THE SEED-TO-SALE TRACKING
22 SYSTEM IN A MANNER SIMILAR TO A TRANSPORT MANIFEST.

23 **SECTION 3.** In Colorado Revised Statutes, 44-12-401, **amend**
24 (1)(f); and **add** (1)(h) and (1)(i) as follows:

25 **44-12-401. Classes of licenses.** (1) For the purpose of regulating
26 the cultivation, manufacture, distribution, sale, and testing of retail
27 marijuana and retail marijuana products, the state licensing authority in

1 its discretion, upon receipt of an application in the prescribed form, may
2 issue and grant to the applicant a license from any of the following
3 classes, subject to the provisions and restrictions provided by this article
4 12:

- 5 (f) Retail marijuana transporter license; ~~and~~
- 6 (h) LEGAL MARIJUANA HOSPITALITY ESTABLISHMENT LICENSE;
- 7 AND
- 8 (i) RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT
9 LICENSE.

10 **SECTION 4.** In Colorado Revised Statutes, 44-12-402, **add**
11 (2)(c) as follows:

12 **44-12-402. Retail marijuana store license - definition.** (2)(c) A
13 RETAIL MARIJUANA STORE MAY SELL RETAIL MARIJUANA AND RETAIL
14 MARIJUANA PRODUCTS TO A RETAIL MARIJUANA HOSPITALITY AND SALES
15 ESTABLISHMENT LICENSEE.

16 **SECTION 5.** In Colorado Revised Statutes, 44-12-403, **amend**
17 (1) as follows:

18 **44-12-403. Retail marijuana cultivation facility license - rules**
19 **- definitions.** (1) A retail marijuana cultivation facility license may be
20 issued only to a person who cultivates retail marijuana for sale and
21 distribution to licensed retail marijuana stores, retail marijuana products
22 manufacturing licensees, RETAIL MARIJUANA HOSPITALITY AND SALES
23 ESTABLISHMENT LICENSEES, or other retail marijuana cultivation facilities.

24 **SECTION 6.** In Colorado Revised Statutes, 44-12-404, **add**
25 (1)(e) as follows:

26 **44-12-404. Retail marijuana products manufacturing license**
27 **- rules - definitions.** (1) (e) A RETAIL MARIJUANA PRODUCTS

1 MANUFACTURER MAY SELL RETAIL MARIJUANA AND RETAIL MARIJUANA
2 PRODUCTS TO A RETAIL MARIJUANA HOSPITALITY AND SALES
3 ESTABLISHMENT.

4 **SECTION 7.** In Colorado Revised Statutes, **add** 44-12-408 and
5 44-12-409 as follows:

6 **44-12-408. Legal marijuana hospitality establishment license**

7 **- rules - definition.** (1) (a) ON AND AFTER JANUARY 1, 2020, SUBJECT TO
8 APPROVAL BY THE LOCAL JURISDICTION AND THE NECESSARY LICENSE
9 PURSUANT TO THIS SECTION, A LICENSED LEGAL MARIJUANA HOSPITALITY
10 ESTABLISHMENT MAY OPERATE A HOSPITALITY SPACE IN WHICH LEGAL
11 MARIJUANA MAY BE CONSUMED PURSUANT TO PROVISIONS OF THE
12 ORDINANCE OR RESOLUTION OF THE LOCAL JURISDICTION IN WHICH THE
13 LICENSEE OPERATES.

14 (b) A LEGAL MARIJUANA HOSPITALITY ESTABLISHMENT SHALL NOT
15 ENGAGE IN OR PERMIT THE SALE OR EXCHANGE FOR REMUNERATION OF
16 RETAIL OR MEDICAL MARIJUANA, RETAIL OR MEDICAL MARIJUANA
17 CONCENTRATE, RETAIL MARIJUANA PRODUCTS, OR MEDICAL
18 MARIJUANA-INFUSED PRODUCTS IN THE HOSPITALITY SPACE OF THE
19 ESTABLISHMENT.

20 (c) SUBJECT TO PROVISIONS OF THE ORDINANCE OR RESOLUTION OF
21 THE LOCAL JURISDICTION IN WHICH THE LICENSEE OPERATES, A LEGAL
22 MARIJUANA HOSPITALITY ESTABLISHMENT MAY OPERATE AS A RETAIL
23 FOOD ESTABLISHMENT AS DEFINED IN SECTION 25-4-1602 (14).

24 (2) (a) A LOCAL JURISDICTION MAY AUTHORIZE THE OPERATION OF
25 LEGAL MARIJUANA HOSPITALITY ESTABLISHMENTS WITHIN ITS
26 JURISDICTION THROUGH THE ENACTMENT OF AN ORDINANCE OR THROUGH
27 A REFERRED OR INITIATED MEASURE. IF A COUNTY OR CITY AND COUNTY

1 ACTS THROUGH AN INITIATED MEASURE, THE PROPONENTS SHALL SUBMIT
2 A PETITION SIGNED BY NOT LESS THAN FIFTEEN PERCENT OF THE
3 REGISTERED ELECTORS IN THE COUNTY OR CITY AND COUNTY.

4 (b) IF A MUNICIPALITY, COUNTY, CITY, OR CITY AND COUNTY
5 AUTHORIZES THE OPERATION OF LEGAL MARIJUANA HOSPITALITY
6 ESTABLISHMENTS, IT MAY ADOPT AN APPROVAL REQUIREMENT THAT
7 COMPLIES WITH THE REQUIREMENTS OF THIS ARTICLE 12. THE
8 MUNICIPALITY, COUNTY, CITY, OR CITY AND COUNTY MAY REQUIRE
9 ADDITIONAL OR MORE STRINGENT REQUIREMENTS THAN THOSE PROVIDED
10 IN THIS SECTION.

11 (c) IF A MUNICIPALITY, COUNTY, CITY, OR CITY AND COUNTY HAS
12 IN EFFECT AS OF THE EFFECTIVE DATE OF THIS SECTION AN ORDINANCE OR
13 RESOLUTION RELATED TO CONSUMPTION OF MARIJUANA, NOTHING IN THIS
14 SECTION RESTRICTS THE ENFORCEMENT OF THAT ORDINANCE OR
15 RESOLUTION, AND THE LOCAL JURISDICTION MAY, BY ORDINANCE OR
16 RESOLUTION, REQUIRE A BUSINESS OPERATING AS A PLACE FOR ON-SITE
17 MARIJUANA CONSUMPTION TO BE LICENSED PURSUANT TO THIS SECTION.

18 (3) (a) ON AND AFTER JANUARY 1, 2020, THE STATE LICENSING
19 AUTHORITY MAY ISSUE A LEGAL MARIJUANA HOSPITALITY LICENSE
20 AUTHORIZING THE LICENSEE TO OPERATE A HOSPITALITY SPACE IN WHICH
21 LEGAL MARIJUANA MAY BE CONSUMED PURSUANT TO THIS SECTION.

22 (b) APPLICATIONS FOR A LICENSE PURSUANT TO THIS SECTION
23 MUST BE MADE TO THE STATE LICENSING AUTHORITY ON FORMS PREPARED
24 AND FURNISHED BY THE STATE LICENSING AUTHORITY AND MUST SET
25 FORTH SUCH INFORMATION AS THE STATE LICENSING AUTHORITY MAY
26 REQUIRE TO ENABLE THE STATE LICENSING AUTHORITY TO DETERMINE
27 WHETHER A STATE LICENSE SHOULD BE GRANTED. THE INFORMATION

1 MUST INCLUDE THE NAME AND ADDRESS OF THE APPLICANT AND ANY
2 OTHER INFORMATION REQUESTED BY THE STATE LICENSING AUTHORITY.
3 EACH APPLICATION MUST BE VERIFIED BY THE OATH OR AFFIRMATION OF
4 SUCH PERSON OR PERSONS AS THE STATE LICENSING AUTHORITY MAY
5 PRESCRIBE. THE STATE LICENSE IS CONDITIONED UPON LOCAL LICENSING
6 AUTHORITY APPROVAL. AN APPLICANT IS PROHIBITED FROM OPERATING A
7 LEGAL MARIJUANA HOSPITALITY ESTABLISHMENT WITHOUT STATE AND
8 LOCAL LICENSING AUTHORITY APPROVAL; EXCEPT THAT, ON OR BEFORE
9 DECEMBER 31, 2019, A BUSINESS OPERATING A LOCATION AT WHICH THE
10 CONSUMPTION OF MARIJUANA IS PERMITTED PURSUANT TO A LOCAL
11 ORDINANCE OR RESOLUTION MAY CONTINUE TO OPERATE UNTIL A STATE
12 LICENSE IS APPROVED OR DENIED. IF THE APPLICANT DOES NOT RECEIVE
13 LOCAL LICENSING AUTHORITY APPROVAL WITHIN ONE YEAR AFTER THE
14 DATE OF STATE LICENSING AUTHORITY APPROVAL, THE STATE LICENSE
15 EXPIRES AND MAY NOT BE RENEWED. IF AN APPLICATION IS DENIED BY THE
16 LOCAL LICENSING AUTHORITY OR THE APPROVAL OF THE LOCAL LICENSING
17 AUTHORITY IS REVOKED, THE STATE LICENSING AUTHORITY SHALL REVOKE
18 THE STATE-ISSUED LICENSE.

19 (c) THE STATE LICENSING AUTHORITY SHALL DENY A STATE
20 LICENSE IF THE HOSPITALITY SPACE IN WHICH THE APPLICANT PROPOSES TO
21 CONDUCT ITS BUSINESS DOES NOT MEET THE REQUIREMENTS OF THIS
22 ARTICLE 12 OR FOR REASONS SET FORTH IN SUBSECTION (3)(b) OF THIS
23 SECTION. THE STATE LICENSING AUTHORITY MAY REVOKE OR DENY A
24 LICENSE RENEWAL OR REINSTATEMENT OR AN INITIAL ENDORSEMENT FOR
25 GOOD CAUSE. FOR PURPOSES OF THIS SUBSECTION (3)(c), "GOOD CAUSE"
26 MEANS THAT:

27 (I) THE LICENSEE OR APPLICANT HAS VIOLATED, DOES NOT MEET,

1 OR HAS FAILED TO COMPLY WITH ANY OF THE TERMS, CONDITIONS, OR
2 PROVISIONS OF THIS ARTICLE 12; ANY RULES PROMULGATED PURSUANT TO
3 THIS ARTICLE 12; OR ANY SUPPLEMENTAL LOCAL LAW, RULES, OR
4 REGULATIONS;

5 (II) THE LICENSEE OR APPLICANT HAS FAILED TO COMPLY WITH
6 ANY SPECIAL TERMS OR CONDITIONS THAT WERE PLACED ON ITS LICENSE
7 PURSUANT TO AN ORDER OF THE STATE OR LOCAL LICENSING AUTHORITY;
8 OR

9 (III) THE HOSPITALITY SPACE HAS BEEN OPERATED IN A MANNER
10 THAT ADVERSELY AFFECTS THE PUBLIC HEALTH OR THE SAFETY OF THE
11 IMMEDIATE NEIGHBORHOOD IN WHICH THE ESTABLISHMENT IS LOCATED.

12 (d) A LEGAL MARIJUANA HOSPITALITY ESTABLISHMENT LICENSE IS
13 VALID FOR A PERIOD TO BE SET PURSUANT TO THE PROVISIONS OF THE
14 LICENSE PERIOD NOT LONGER THAN ONE YEAR, AS APPROVED FOR THE
15 ESTABLISHMENT BY THE LOCAL JURISDICTION, AND SUCH LICENSE MAY BE
16 RENEWED. THE STATE LICENSING AUTHORITY SHALL ESTABLISH BY RULE
17 THE AMOUNT OF THE APPLICATION FEE AND RENEWAL FEE FOR THE
18 LICENSE.

19 (e) THE STATE LICENSING AUTHORITY SHALL MAINTAIN A LIST OF
20 ALL LEGAL MARIJUANA HOSPITALITY ESTABLISHMENTS IN THE STATE AND
21 SHALL MAKE THE LIST AVAILABLE ON ITS WEBSITE.

22 (4) A LEGAL MARIJUANA HOSPITALITY ESTABLISHMENT LICENSEE
23 AND ITS EMPLOYEES SHALL NOT:

24 (a) ALLOW ON-DUTY EMPLOYEES OF THE ESTABLISHMENT TO
25 CONSUME ANY LEGAL MARIJUANA IN THE HOSPITALITY SPACE OF THE
26 ESTABLISHMENT; ■

27 (b) ALLOW DISTRIBUTION OF FREE SAMPLES OF LEGAL MARIJUANA

1 IN THE HOSPITALITY SPACE OF THE ESTABLISHMENT;

2 (c) ALLOW THE SMOKING OF TOBACCO OR TOBACCO PRODUCTS IN
3 THE HOSPITALITY SPACE OF THE ESTABLISHMENT; OR

4 (d) ALLOW ANY SALES OR MANUFACTURING ACTIVITY THAT
5 WOULD REQUIRE AN ADDITIONAL LICENSE UNDER THIS ARTICLE 12 IN THE
6 HOSPITALITY SPACE OF THE ESTABLISHMENT.

7 (5) A LEGAL MARIJUANA HOSPITALITY ESTABLISHMENT AND ITS
8 EMPLOYEES SHALL ADMIT INTO THE HOSPITALITY SPACE OF THE
9 ESTABLISHMENT ONLY PATRONS WHO ARE TWENTY-ONE YEARS OF AGE OR
10 OLDER.

11 (6) A LEGAL MARIJUANA HOSPITALITY ESTABLISHMENT AND ITS
12 EMPLOYEES:

13 (a) SHALL OPERATE THE ESTABLISHMENT IN A DECENT, ORDERLY,
14 AND RESPECTABLE MANNER AND SHALL NOT FACILITATE ANY PATRON
15 WHO DISPLAYS ANY VISIBLE SIGNS OF INTOXICATION;

16 (b) MAY REMOVE AN INDIVIDUAL FROM THE ESTABLISHMENT FOR
17 ANY REASON, INCLUDING A PATRON WHO DISPLAYS ANY VISIBLE SIGNS OF
18 INTOXICATION;

19 (c) SHALL NOT KNOWINGLY PERMIT ANY ACTIVITY OR ACTS OF
20 DISORDERLY CONDUCT AS DEFINED BY AND PROVIDED FOR IN SECTION
21 18-9-106;

22 (d) SHALL NOT PERMIT ROWDINESS, UNDUE NOISE, OR OTHER
23 DISTURBANCES OR ACTIVITY OFFENSIVE TO THE AVERAGE CITIZEN OR TO
24 THE RESIDENTS OF THE NEIGHBORHOOD IN WHICH THE LICENSED
25 ESTABLISHMENT IS LOCATED; AND

26 (e) SHALL NOT ALLOW THE USE OF ANY DEVICE USING ANY LIQUID
27 PETROLEUM GAS, A BUTANE TORCH, A BUTANE LIGHTER, OR MATCHES IN

1 THE ESTABLISHMENT.

2 (7) A LEGAL MARIJUANA HOSPITALITY ESTABLISHMENT AND ALL
3 OF ITS EMPLOYEES WHO WORK AT THE LICENSED HOSPITALITY SPACE
4 SHALL SUCCESSFULLY COMPLETE AN ANNUAL RESPONSIBLE VENDOR
5 TRAINING PROGRAM AUTHORIZED PURSUANT TO SECTION 44-11-1101.

6 (8) (a) TO EDUCATE CONSUMERS OF LEGAL MARIJUANA, A LEGAL
7 MARIJUANA HOSPITALITY ESTABLISHMENT SHALL PROVIDE INFORMATION
8 REGARDING THE SAFE CONSUMPTION OF LEGAL MARIJUANA. THE
9 MARIJUANA EDUCATIONAL OVERSIGHT COMMITTEE, ESTABLISHED
10 PURSUANT TO SECTION 24-20-112 (4), SHALL ESTABLISH THE
11 REQUIREMENTS FOR SUCH INFORMATION. THE CONTENT OF THE
12 INFORMATION ON HEALTH AND SAFETY MUST BE BASED ON THE RELEVANT
13 RESEARCH FROM THE PANEL OF HEALTH CARE PROFESSIONALS APPOINTED
14 PURSUANT TO SECTION 25-1.5-110.

15 (b) A LOCAL JURISDICTION MAY REQUIRE INFORMATION
16 REGARDING THE SAFE CONSUMPTION OF LEGAL MARIJUANA IN ADDITION
17 TO THAT REQUIRED BY SUBSECTION (8)(a) OF THIS SECTION.

18 (c) THE INFORMATION REQUIRED BY SUBSECTIONS (8)(a) AND
19 (8)(b) OF THIS SECTION MUST BE MAINTAINED IN THE LICENSED
20 HOSPITALITY SPACE FOR INSPECTION BY STATE AND LOCAL LICENSING
21 AUTHORITIES AND LAW ENFORCEMENT.

22 (9) THE LEGAL MARIJUANA HOSPITALITY ESTABLISHMENT SHALL
23 ENSURE THAT THE DISPLAY AND CONSUMPTION OF ANY LEGAL MARIJUANA
24 IS NOT VISIBLE FROM OUTSIDE OF THE HOSPITALITY SPACE OF THE
25 ESTABLISHMENT.

26 (10) IF AN EMERGENCY REQUIRES LAW ENFORCEMENT,
27 FIREFIGHTERS, EMERGENCY MEDICAL SERVICE PROVIDERS, OR OTHER

1 PUBLIC SAFETY PERSONNEL TO ENTER A LEGAL MARIJUANA HOSPITALITY
2 ESTABLISHMENT, EMPLOYEES AND PATRONS OF THE ESTABLISHMENT
3 SHALL CEASE ALL OPERATION UNTIL SUCH PERSONNEL HAVE COMPLETED
4 THEIR INVESTIGATION OR SERVICES AND HAVE LEFT THE HOSPITALITY
5 SPACE.

6 **44-12-409. Retail marijuana hospitality and sales**
7 **establishment license - rules - definition.** (1) (a) ON AND AFTER
8 JANUARY 1, 2020, SUBJECT TO APPROVAL BY THE LOCAL JURISDICTION
9 AND THE NECESSARY LICENSE PURSUANT TO THIS SECTION, A LICENSED
10 RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT MAY
11 OPERATE A HOSPITALITY SPACE IN WHICH RETAIL MARIJUANA, RETAIL
12 MARIJUANA CONCENTRATE, AND RETAIL MARIJUANA PRODUCTS MAY BE
13 CONSUMED PURSUANT TO PROVISIONS OF THE ORDINANCE OR RESOLUTION
14 OF THE LOCAL JURISDICTION IN WHICH THE LICENSEE OPERATES.

15 (b) A RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT
16 SHALL NOT ALLOW A PATRON TO BRING OR ENGAGE IN OR PERMIT THE SALE
17 OR EXCHANGE FOR REMUNERATION OF RETAIL OR MEDICAL MARIJUANA,
18 RETAIL OR MEDICAL MARIJUANA CONCENTRATE, RETAIL MARIJUANA
19 PRODUCTS, OR MEDICAL MARIJUANA-INFUSED PRODUCTS IN THE
20 HOSPITALITY SPACE OF THE ESTABLISHMENT.

21 (c) SUBJECT TO PROVISIONS OF THE ORDINANCE OR RESOLUTION OF
22 THE LOCAL JURISDICTION IN WHICH THE LICENSEE OPERATES, A RETAIL
23 MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT MAY OPERATE AS A
24 RETAIL FOOD ESTABLISHMENT AS DEFINED IN SECTION 25-4-1602 (14).

25 (d) (I) A RETAIL MARIJUANA HOSPITALITY AND SALES
26 ESTABLISHMENT MAY PURCHASE RETAIL MARIJUANA, RETAIL MARIJUANA
27 CONCENTRATE, OR RETAIL MARIJUANA PRODUCTS FROM ANY RETAIL

1 MARIJUANA STORE, RETAIL MARIJUANA CULTIVATION FACILITY, OR RETAIL
2 MARIJUANA PRODUCTS MANUFACTURER.

3 (II) A RETAIL MARIJUANA HOSPITALITY AND SALES
4 ESTABLISHMENT SHALL NOT ACCEPT ANY RETAIL MARIJUANA, RETAIL
5 MARIJUANA CONCENTRATE, OR RETAIL MARIJUANA PRODUCTS FROM ANY
6 RETAIL MARIJUANA STORE, RETAIL MARIJUANA CULTIVATION FACILITY, OR
7 RETAIL MARIJUANA PRODUCTS MANUFACTURER UNLESS THE RETAIL
8 MARIJUANA STORE IS PROVIDED WITH EVIDENCE THAT ANY APPLICABLE
9 EXCISE TAX DUE, PURSUANT TO ARTICLE 28.8 OF TITLE 39, WAS PAID.

10 (III) THE RETAIL MARIJUANA HOSPITALITY AND SALES
11 ESTABLISHMENT SHALL TRACK ALL OF ITS RETAIL MARIJUANA AND RETAIL
12 MARIJUANA PRODUCTS FROM THE POINT THAT THEY ARE TRANSFERRED
13 FROM A RETAIL MARIJUANA CULTIVATION FACILITY OR RETAIL MARIJUANA
14 PRODUCTS MANUFACTURER TO THE POINT OF SALE TO ITS PATRON.

15 (2)(a) A LOCAL JURISDICTION MAY AUTHORIZE THE OPERATION OF
16 RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENTS WITHIN ITS
17 JURISDICTION THROUGH THE ENACTMENT OF AN ORDINANCE OR THROUGH
18 A REFERRED OR INITIATED MEASURE. IF A COUNTY OR CITY AND COUNTY
19 ACTS THROUGH AN INITIATED MEASURE, THE PROPONENTS SHALL SUBMIT
20 A PETITION SIGNED BY NOT LESS THAN FIFTEEN PERCENT OF THE
21 REGISTERED ELECTORS IN THE COUNTY OR CITY AND COUNTY.

22 (b) IF A MUNICIPALITY, COUNTY, CITY, OR CITY AND COUNTY
23 AUTHORIZES THE OPERATION OF RETAIL MARIJUANA HOSPITALITY AND
24 SALES ESTABLISHMENTS, IT MAY ADOPT AN APPROVAL REQUIREMENT THAT
25 COMPLIES WITH THE REQUIREMENTS OF THIS ARTICLE 12. THE
26 MUNICIPALITY, COUNTY, CITY, OR CITY AND COUNTY MAY REQUIRE
27 ADDITIONAL OR MORE STRINGENT REQUIREMENTS THAN THOSE PROVIDED

1 IN THIS SECTION.

2 (3) ON AND AFTER JANUARY 1, 2020, THE STATE LICENSING
3 AUTHORITY MAY ISSUE A RETAIL MARIJUANA HOSPITALITY AND SALES
4 ESTABLISHMENT LICENSE AUTHORIZING THE LICENSEE TO OPERATE A
5 HOSPITALITY SPACE IN WHICH RETAIL MARIJUANA, RETAIL MARIJUANA
6 CONCENTRATE, AND RETAIL MARIJUANA PRODUCTS MAY BE CONSUMED
7 AND SOLD PURSUANT TO THIS SECTION.

8 (4) (a) APPLICATIONS FOR A LICENSE PURSUANT TO THIS SECTION
9 MUST BE MADE TO THE STATE LICENSING AUTHORITY ON FORMS PREPARED
10 AND FURNISHED BY THE STATE LICENSING AUTHORITY AND MUST SET
11 FORTH SUCH INFORMATION AS THE STATE LICENSING AUTHORITY MAY
12 REQUIRE TO ENABLE THE STATE LICENSING AUTHORITY TO DETERMINE
13 WHETHER A STATE LICENSE SHOULD BE GRANTED. THE INFORMATION
14 MUST INCLUDE THE NAME AND ADDRESS OF THE APPLICANT AND ANY
15 OTHER INFORMATION REQUESTED BY THE STATE LICENSING AUTHORITY.
16 EACH APPLICATION MUST BE VERIFIED BY THE OATH OR AFFIRMATION OF
17 SUCH PERSON OR PERSONS AS THE STATE LICENSING AUTHORITY MAY
18 PRESCRIBE. THE STATE LICENSE IS CONDITIONED UPON LOCAL LICENSING
19 AUTHORITY APPROVAL. AN APPLICANT IS PROHIBITED FROM OPERATING A
20 RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT WITHOUT
21 STATE AND LOCAL LICENSING AUTHORITY APPROVAL. IF THE APPLICANT
22 DOES NOT RECEIVE LOCAL LICENSING AUTHORITY APPROVAL WITHIN ONE
23 YEAR AFTER THE DATE OF STATE LICENSING AUTHORITY APPROVAL, THE
24 STATE LICENSE EXPIRES AND MAY NOT BE RENEWED. IF AN APPLICATION
25 IS DENIED BY THE LOCAL LICENSING AUTHORITY OR THE APPROVAL OF THE
26 LOCAL LICENSING AUTHORITY IS REVOKED, THE STATE LICENSING
27 AUTHORITY SHALL REVOKE THE STATE-ISSUED LICENSE.

1 (b) THE STATE LICENSING AUTHORITY SHALL DENY A STATE
2 LICENSE IF THE HOSPITALITY SPACE IN WHICH THE APPLICANT PROPOSES TO
3 CONDUCT ITS BUSINESS DOES NOT MEET THE REQUIREMENTS OF THIS
4 ARTICLE 12 OR FOR REASONS SET FORTH IN SUBSECTION (4)(a) OF THIS
5 SECTION. THE STATE LICENSING AUTHORITY MAY REVOKE OR DENY A
6 LICENSE RENEWAL OR REINSTATEMENT OR AN INITIAL ENDORSEMENT FOR
7 GOOD CAUSE. FOR PURPOSES OF THIS SUBSECTION (4)(b), "GOOD CAUSE"
8 MEANS THAT:

9 (I) THE LICENSEE OR APPLICANT HAS VIOLATED, DOES NOT MEET,
10 OR HAS FAILED TO COMPLY WITH ANY OF THE TERMS, CONDITIONS, OR
11 PROVISIONS OF THIS ARTICLE 12; ANY RULES PROMULGATED PURSUANT TO
12 THIS ARTICLE 12; OR ANY SUPPLEMENTAL LOCAL LAW, RULES, OR
13 REGULATIONS;

14 (II) THE LICENSEE OR APPLICANT HAS FAILED TO COMPLY WITH
15 ANY SPECIAL TERMS OR CONDITIONS THAT WERE PLACED ON ITS LICENSE
16 PURSUANT TO AN ORDER OF THE STATE OR LOCAL LICENSING AUTHORITY;
17 OR

18 (III) THE HOSPITALITY SPACE HAS BEEN OPERATED IN A MANNER
19 THAT ADVERSELY AFFECTS THE PUBLIC HEALTH OR THE SAFETY OF THE
20 IMMEDIATE NEIGHBORHOOD IN WHICH THE ESTABLISHMENT IS LOCATED.

21 (c) A RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT
22 LICENSE IS VALID FOR A PERIOD TO BE SET PURSUANT TO THE PROVISIONS
23 OF THE LICENSE PERIOD APPROVED FOR THE ESTABLISHMENT BY THE
24 LOCAL JURISDICTION OF NO LONGER THAN ONE YEAR, AND SUCH LICENSE
25 MAY BE RENEWED. THE STATE LICENSING AUTHORITY SHALL ESTABLISH
26 BY RULE THE AMOUNT OF THE APPLICATION FEE AND RENEWAL FEE FOR
27 THE LICENSE.

1 (d) THE STATE LICENSING AUTHORITY SHALL MAINTAIN A LIST OF
2 ALL RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENTS IN THE
3 STATE AND SHALL MAKE THE LIST AVAILABLE ON ITS WEBSITE.

4 (5) A RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT
5 LICENSEE AND ITS EMPLOYEES SHALL ADMIT INTO THE ESTABLISHMENT
6 ONLY PATRONS WHO ARE TWENTY-ONE YEARS OF AGE OR OLDER.

7 (6) A RETAIL MARIJUANA HOSPITALITY AND SALES
8 ESTABLISHMENT LICENSEE AND ITS EMPLOYEES SHALL NOT:

9 (a) ALLOW ON-DUTY EMPLOYEES OF THE ESTABLISHMENT TO
10 CONSUME ANY MEDICAL OR RETAIL MARIJUANA, MEDICAL OR RETAIL
11 MARIJUANA CONCENTRATE, MEDICAL MARIJUANA-INFUSED PRODUCTS, OR
12 RETAIL MARIJUANA PRODUCTS IN THE HOSPITALITY SPACE; ■

13 (b) ALLOW DISTRIBUTION OF FREE SAMPLES OF MEDICAL OR RETAIL
14 MARIJUANA, MEDICAL OR RETAIL MARIJUANA CONCENTRATE, MEDICAL
15 MARIJUANA-INFUSED PRODUCTS, OR RETAIL MARIJUANA PRODUCTS IN THE
16 HOSPITALITY SPACE OF THE ESTABLISHMENT;

17 (c) ALLOW THE SMOKING OF TOBACCO OR TOBACCO PRODUCTS IN
18 THE HOSPITALITY SPACE OF THE ESTABLISHMENT; OR

19 (d) ALLOW ANY SALES OR MANUFACTURING ACTIVITY THAT
20 WOULD REQUIRE AN ADDITIONAL LICENSE UNDER THIS ARTICLE 12 IN THE
21 HOSPITALITY SPACE OF THE ESTABLISHMENT.

22 (7) (a) A RETAIL MARIJUANA HOSPITALITY AND SALES
23 ESTABLISHMENT SHALL LIMIT A PATRON TO ONE TRANSACTION OF NO
24 MORE THAN THE SALES LIMIT SET BY THE STATE LICENSING AUTHORITY BY
25 RULE PURSUANT TO SECTION 44-12-202 (3)(a)(XXV). A RETAIL
26 MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT SHALL NOT ENGAGE
27 IN MULTIPLE SALES TRANSACTIONS TO THE SAME PATRON DURING THE

1 SAME BUSINESS DAY WHEN THE ESTABLISHMENT'S EMPLOYEE KNOWS OR
2 REASONABLY SHOULD HAVE KNOWN THAT THE SALES TRANSACTION
3 WOULD RESULT IN THE PATRON POSSESSING MORE THAN THE SALES LIMIT
4 ESTABLISHED BY THE STATE LICENSING AUTHORITY. A PATRON MAY
5 LEAVE THE ESTABLISHMENT WITH A PRODUCT THAT HE OR SHE DOES NOT
6 CONSUME ONLY IF, PRIOR TO LEAVING THE HOSPITALITY SPACE, THE
7 RETAIL MARIJUANA, RETAIL MARIJUANA CONCENTRATE, AND RETAIL
8 MARIJUANA PRODUCT IS PACKAGED AND LABELED PURSUANT TO THE
9 REQUIREMENTS OF SECTION 44-12-202 (3)(a)(VIII) AND (3)(d)(II).

10 (b) WHEN A PATRON LEAVES A RETAIL MARIJUANA HOSPITALITY
11 AND SALES ESTABLISHMENT HOSPITALITY SPACE, THE ESTABLISHMENT
12 SHALL DESTROY ANY REMAINING UNCONSUMED RETAIL MARIJUANA,
13 RETAIL MARIJUANA CONCENTRATE, OR RETAIL MARIJUANA PRODUCTS
14 THAT ARE NOT TAKEN BY A PATRON PURSUANT TO SUBSECTION (7)(a) OF
15 THIS SECTION.

16 (8) A LICENSED RETAIL MARIJUANA HOSPITALITY AND SALES
17 ESTABLISHMENT AND ITS EMPLOYEES:

18 (a) SHALL OPERATE THE ESTABLISHMENT IN A DECENT, ORDERLY,
19 AND RESPECTABLE MANNER AND SHALL NOT FACILITATE ANY PATRON
20 WHO DISPLAYS ANY VISIBLE SIGNS OF INTOXICATION;

21 (b) MAY REMOVE AN INDIVIDUAL FROM THE ESTABLISHMENT FOR
22 ANY REASON, INCLUDING A PATRON WHO DISPLAYS ANY VISIBLE SIGNS OF
23 INTOXICATION;

24 (c) SHALL NOT KNOWINGLY PERMIT ANY ACTIVITY OR ACTS OF
25 DISORDERLY CONDUCT AS DEFINED BY AND PROVIDED FOR IN SECTION
26 18-9-106;

27 (d) SHALL NOT PERMIT ROWDINESS, UNDUE NOISE, OR OTHER

1 DISTURBANCES OR ACTIVITY OFFENSIVE TO THE AVERAGE CITIZEN OR TO
2 THE RESIDENTS OF THE NEIGHBORHOOD IN WHICH THE LICENSED
3 ESTABLISHMENT IS LOCATED; AND

4 (e) SHALL NOT ALLOW THE USE OF ANY DEVICE USING ANY LIQUID
5 PETROLEUM GAS, A BUTANE TORCH, A BUTANE LIGHTER, OR MATCHES IN
6 THE ESTABLISHMENT.

7 (9) A RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT
8 AND ALL OF ITS EMPLOYEES WHO WORK AT THE HOSPITALITY SPACE SHALL
9 SUCCESSFULLY COMPLETE AN ANNUAL RESPONSIBLE VENDOR TRAINING
10 PROGRAM AUTHORIZED PURSUANT TO SECTION 44-11-1101.

11 (10)(a) TO EDUCATE CONSUMERS OF LEGAL MARIJUANA, A RETAIL
12 MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT SHALL PROVIDE
13 INFORMATION REGARDING THE SAFE CONSUMPTION OF LEGAL MARIJUANA.
14 THE MARIJUANA EDUCATIONAL OVERSIGHT COMMITTEE, ESTABLISHED
15 PURSUANT TO SECTION 24-20-112 (4), SHALL ESTABLISH THE
16 REQUIREMENTS FOR SUCH INFORMATION. THE CONTENT OF THE
17 INFORMATION ON HEALTH AND SAFETY MUST BE BASED ON THE RELEVANT
18 RESEARCH FROM THE PANEL OF HEALTH CARE PROFESSIONALS APPOINTED
19 PURSUANT TO SECTION 25-1.5-110.

20 (b) A LOCAL JURISDICTION MAY REQUIRE INFORMATION
21 REGARDING THE SAFE CONSUMPTION OF LEGAL MARIJUANA IN ADDITION
22 TO THAT REQUIRED BY SUBSECTION (10)(a) OF THIS SECTION.

23 (c) THE INFORMATION REQUIRED BY SUBSECTIONS (10)(a) AND
24 (10)(b) OF THIS SECTION MUST BE MAINTAINED IN THE HOSPITALITY SPACE
25 FOR INSPECTION BY STATE AND LOCAL LICENSING AUTHORITIES AND LAW
26 ENFORCEMENT.

27 (11) THE RETAIL MARIJUANA HOSPITALITY AND SALES

1 ESTABLISHMENT SHALL ENSURE THAT THE DISPLAY AND CONSUMPTION OF
2 ANY RETAIL MARIJUANA, RETAIL MARIJUANA CONCENTRATE, OR RETAIL
3 MARIJUANA PRODUCT IS NOT VISIBLE FROM OUTSIDE OF THE
4 ESTABLISHMENT.

5 (12) IF AN EMERGENCY REQUIRES LAW ENFORCEMENT,
6 FIREFIGHTERS, EMERGENCY MEDICAL SERVICE PROVIDERS, OR OTHER
7 PUBLIC SAFETY PERSONNEL TO ENTER A RETAIL MARIJUANA HOSPITALITY
8 AND SALES ESTABLISHMENT, EMPLOYEES AND PATRONS OF THE
9 ESTABLISHMENT SHALL CEASE ALL OPERATION UNTIL SUCH PERSONNEL
10 HAVE COMPLETED THEIR INVESTIGATION OR SERVICES AND HAVE LEFT THE
11 HOSPITALITY SPACE.

12 **SECTION 8.** In Colorado Revised Statutes, 44-12-901, **amend**
13 (1) as follows:

14 **44-12-901. Unlawful acts - exceptions.** (1) Except IN THE
15 HOSPITALITY SPACE OF A LEGAL MARIJUANA HOSPITALITY ESTABLISHMENT
16 LICENSED PURSUANT TO SECTION 44-12-408 OR A RETAIL MARIJUANA
17 HOSPITALITY AND SALES ESTABLISHMENT LICENSED PURSUANT TO
18 SECTION 44-12-409 OR as otherwise provided in this article 12, it is
19 unlawful for a person to consume retail marijuana or retail marijuana
20 products in a licensed retail marijuana establishment, and it is unlawful
21 for a retail marijuana licensee to allow retail marijuana or retail marijuana
22 products to be consumed upon its licensed premises.

23 **SECTION 9.** In Colorado Revised Statutes, 18-18-406, **add**
24 (5)(b)(IV) as follows:

25 **18-18-406. Offenses related to marijuana and marijuana**
26 **concentrate - definitions.** (5) (b) (IV) EXCEPT AS DESCRIBED IN SECTION
27 44-12-408 (10) OR 44-12-409 (11), PUBLIC DISPLAY, CONSUMPTION, OR

1 USE OF UP TO ONE OUNCE OF RETAIL MARIJUANA OR ONE-QUARTER OF ONE
2 GRAM OF RETAIL MARIJUANA CONCENTRATE IN A HOSPITALITY SPACE
3 LICENSED AS A LEGAL MARIJUANA HOSPITALITY ESTABLISHMENT
4 PURSUANT TO SECTION 44-12-408 OR A RETAIL MARIJUANA HOSPITALITY
5 AND SALES ESTABLISHMENT LICENSED PURSUANT TO SECTION 44-12-409
6 IS NOT A VIOLATION OF THIS SUBSECTION (5).

7 **SECTION 10.** In Colorado Revised Statutes, 25-14-205, **amend**
8 (1) introductory portion, (1)(i), and (1)(k)(I)(C); and **add** (1)(l) as
9 follows:

10 **25-14-205. Exceptions to smoking restrictions.** (1) This part 2
11 ~~shall~~ DOES not apply to:

12 (i) A private, nonresidential building on a farm or ranch, as
13 defined in section 39-1-102, ~~C.R.S.~~, that has annual gross income of less
14 than five hundred thousand dollars; ~~or~~

15 (k) (I) The areas of assisted living facilities:

16 (C) To which access is restricted to the residents or their guests;

17 OR

18 (l) ~~IF AUTHORIZED BY LOCAL ORDINANCE, LICENSE, OR~~
19 ~~REGULATION, THE HOSPITALITY SPACE OF A LEGAL MARIJUANA~~
20 ~~HOSPITALITY ESTABLISHMENT LICENSED PURSUANT TO SECTION 44-12-408~~
21 ~~OR A RETAIL MARIJUANA HOSPITALITY AND SALES ESTABLISHMENT~~
22 ~~LICENSED PURSUANT TO SECTION 44-11-409; EXCEPT THAT THIS~~
23 ~~EXCEPTION ONLY APPLIES TO THE SMOKING OF MARIJUANA AND DOES NOT~~
24 ~~ALLOW THE SMOKING OF TOBACCO WITHIN SUCH SPACES.~~

25 **SECTION 11.** In Colorado Revised Statutes, 44-11-1101, **amend**
26 (2) introductory portion, (2)(b)(IV), and (2)(b)(V); and **add** (2)(b)(VI) as
27 follows:

1 **44-11-1101. Responsible vendor program - standards -**

2 **designation.** (2) An approved training program ~~shall~~ **MUST** contain, at a
3 minimum, the following standards and ~~shall~~ **MUST** be taught in a
4 classroom setting in a minimum of a two-hour period:

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

7 (IV) Acceptable forms of identification, including patient registry
8 cards and associated documents and procedures; ~~and~~

9 (V) Local and state licensing and enforcement, which may
10 include, but need not be limited to, key statutes and rules affecting
11 patients, owners, managers, and employees; **AND**

12 (VI) **INFORMATION ON SERVING SIZE, THC AND CBD POTENCY,**
13 **AND IMPAIRMENT.**

14 **SECTION 12. Act subject to petition - effective date.** This act
15 takes effect at 12:01 a.m. on the day following the expiration of the
16 ninety-day period after final adjournment of the general assembly (August
17 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a
18 referendum petition is filed pursuant to section 1 (3) of article V of the
19 state constitution against this act or an item, section, or part of this act
20 within such period, then the act, item, section, or part will not take effect
21 unless approved by the people at the general election to be held in
22 November 2020 and, in such case, will take effect on the date of the
23 official declaration of the vote thereon by the governor.