

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

REVISED

*This Version Includes All Amendments Adopted
on Second Reading in the Second House*

LLS NO. 20-0549.01 Michael Dohr x4347

HOUSE BILL 20-1080

HOUSE SPONSORSHIP

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A BILL FOR AN ACT

101 **CONCERNING REPEALING THE RESIDENCY LICENSING REQUIREMENT**
102 **FOR MARIJUANA LICENSES.**

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>.)

Under current law all managers and employees of a medical marijuana business or a retail marijuana business with day-to-day operational control must be Colorado residents when they apply for licensure. The bill repeals this residency requirement.

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.

SENATE
Amended 2nd Reading
March 9, 2020

HOUSE
3rd Reading Unamended
February 12, 2020

HOUSE
2nd Reading Unamended
February 10, 2020

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

2 **SECTION 1.** In Colorado Revised Statutes, 44-10-313, **amend**
3 (6) as follows:

4 **44-10-313. Licensing in general.** (6) (a) ~~All managers and~~
5 ~~employees of a medical marijuana business shall be residents of Colorado~~
6 ~~upon the date of their license application.~~ All EMPLOYEE licenses granted
7 pursuant to this article 10 are valid for a period not to exceed two years
8 after the date of issuance unless revoked or suspended pursuant to this
9 article 10 or the rules promulgated pursuant to this article 10.

10 (b) ~~All managers and employees with day-to-day operational~~
11 ~~control of a medical marijuana business or retail marijuana business shall~~
12 ~~be residents of Colorado upon the date of their license application.~~ All
13 licenses granted REGULATED MARIJUANA BUSINESS LICENSES AND
14 LICENSES GRANTED TO A CONTROLLING BENEFICIAL OWNER pursuant to
15 this article 10 are valid for a period of one year after the date of issuance
16 unless revoked or suspended pursuant to this article 10 or the rules
17 promulgated pursuant to this article 10.

18 **SECTION 2.** In Colorado Revised Statutes, 44-10-401, **amend**
19 (2)(c) as follows:

20 **44-10-401. Classes of licenses.** (2) (c) Occupational licenses and
21 registrations for owners, managers, operators, employees, contractors, and
22 other support staff employed by, working in, or having access to restricted
23 areas of the licensed premises, as determined by the state licensing
24 authority. ~~Upon receipt of an affirmation under penalty of perjury that the~~
25 ~~applicant is enrolled in a marijuana-based workforce development or~~
26 ~~training program operated by an entity licensed under this article 10 or by~~
27 ~~a school that is authorized by the private occupational school division in~~

1 ~~Colorado that will require access or employment within a premises~~
2 ~~licensed pursuant to this article 10, the state licensing authority may~~
3 ~~exempt for up to two years based on the length of the program the~~
4 ~~residency requirement in section 44-10-313 (6) for a person applying for~~
5 ~~an occupational license for participation in a marijuana-based workforce~~
6 ~~development or training program. The state licensing authority may take~~
7 any action with respect to a registration or permit pursuant to this article
8 10 as it may with respect to a license pursuant to this article 10, in
9 accordance with the procedures established pursuant to this article 10.

10 **SECTION 3. Act subject to petition - effective date.** This act
11 takes effect at 12:01 a.m. on the day following the expiration of the
12 ninety-day period after final adjournment of the general assembly (August
13 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a
14 referendum petition is filed pursuant to section 1 (3) of article V of the
15 state constitution against this act or an item, section, or part of this act
16 within such period, then the act, item, section, or part will not take effect
17 unless approved by the people at the general election to be held in
18 November 2020 and, in such case, will take effect on the date of the
19 official declaration of the vote thereon by the governor.