

CHAPTER 332

PROFESSIONS AND OCCUPATIONS

HOUSE BILL 15-1387

BY REPRESENTATIVE(S) Pabon and Rankin, Fields, Hamner, Roupe, Vigil, Young, Becker K., McCann;
also SENATOR(S) Steadman and Lambert, Kerr, Newell.

AN ACT

**CONCERNING THE ELIMINATION OF THE AUTHORIZED TRANSFER OF MEDICAL MARIJUANA TO
RETAIL MARIJUANA AT THE TIME THAT A RETAIL MARIJUANA ESTABLISHMENT LICENSE BECOMES
EFFECTIVE.**

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

SECTION 1. In Colorado Revised Statutes, 12-43.4-104, **amend** (1) (a) (III) and (1) (a) (IV) as follows:

12-43.4-104. Applicability - retail marijuana - repeal. (1) (a) (III) If the applicant indicates a desire to surrender the medical marijuana license, the applicant shall continue to operate under that license so long as the license remains in effect until a retail marijuana establishment license is approved. If the retail marijuana establishment license is granted, the applicant shall have fourteen days from the effective date of the license to surrender the medical marijuana license to the state licensing authority. If the retail marijuana license is granted, on the effective date of the license, all medical marijuana plants and inventory shall become retail marijuana plants and inventory on the date of the retail marijuana establishment license; EXCEPT THAT BEGINNING ON JULY 1, 2016, AN APPLICANT SHALL NOT BE ALLOWED TO TRANSFER MEDICAL MARIJUANA PLANTS AND INVENTORY FROM A MEDICAL MARIJUANA CENTER OR FROM A MEDICAL MARIJUANA-INFUSED PRODUCTS MANUFACTURER TO ANY RETAIL MARIJUANA ESTABLISHMENT. BEGINNING ON JULY 1, 2016, THE ONLY TRANSFER OF MEDICAL MARIJUANA ALLOWED PURSUANT TO THIS SUBPARAGRAPH (III) IS THE TRANSFER OF MEDICAL MARIJUANA PLANTS AND INVENTORY FROM A MEDICAL MARIJUANA CULTIVATION FACILITY TO A RETAIL MARIJUANA CULTIVATION FACILITY.

(IV) An applicant pursuant to this paragraph (a) may apply for a retail marijuana establishment license and retain the medical marijuana license. The applicant may

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

apply to have the medical marijuana licensed operation and the retail marijuana establishment at the same location only if the local jurisdiction permits the medical marijuana licensed operation and the retail marijuana establishment to be operated at the same location. At the time that the retail marijuana establishment license becomes effective, the applicant shall identify the medical marijuana inventory that will become retail marijuana inventory; EXCEPT THAT BEGINNING ON JULY 1, 2016, AN APPLICANT SHALL NOT BE ALLOWED TO TRANSFER MEDICAL MARIJUANA INVENTORY FROM A MEDICAL MARIJUANA CENTER OR FROM A MEDICAL MARIJUANA-INFUSED PRODUCTS MANUFACTURER TO ANY RETAIL MARIJUANA ESTABLISHMENT. BEGINNING ON JULY 1, 2016, THE ONLY TRANSFER OF MEDICAL MARIJUANA ALLOWED PURSUANT TO THIS SUBPARAGRAPH (IV) IS THE TRANSFER OF MEDICAL MARIJUANA INVENTORY FROM A MEDICAL MARIJUANA CULTIVATION FACILITY TO A RETAIL MARIJUANA CULTIVATION FACILITY.

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: June 5, 2015