

SB224\_L.054

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Finance.

SB19-224 be amended as follows:

1 Amend reengrossed bill, page 42, line 1 after "vehicles;" insert  
2 "REQUIREMENTS FOR DELIVERIES;"

3 Page 44, line 27, strike "AND".

4 Page 45, line 10, strike "TRANSFER." and substitute "TRANSFER; AND".

5 Page 45, after line 10 insert:

6 "(cc) REQUIREMENTS FOR MEDICAL MARIJUANA AND MEDICAL  
7 MARIJUANA-INFUSED PRODUCTS DELIVERY AS DESCRIBED IN SECTION  
8 44-10-501 (11) AND SECTION 44-10-505 (5) AND RETAIL MARIJUANA AND  
9 RETAIL MARIJUANA PRODUCTS DELIVERY AS DESCRIBED IN SECTION  
10 44-10-601 (13) AND SECTION 44-10-605 (5), INCLUDING:

11 (A) QUALIFICATIONS AND ELIGIBILITY REQUIREMENTS FOR  
12 LICENSED MEDICAL MARIJUANA STORES AND MEDICAL MARIJUANA  
13 TRANSPORTERS APPLYING FOR A MEDICAL MARIJUANA DELIVERY PERMIT;

14 (B) TRAINING REQUIREMENTS FOR PERSONNEL OF MEDICAL  
15 MARIJUANA STORES, RETAIL MARIJUANA STORES, MEDICAL MARIJUANA  
16 TRANSPORTERS, AND RETAIL MARIJUANA TRANSPORTERS THAT HOLD A  
17 MEDICAL MARIJUANA OR RETAIL MARIJUANA DELIVERY PERMIT WHO WILL  
18 DELIVER MEDICAL MARIJUANA OR MEDICAL MARIJUANA PRODUCTS OR  
19 RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS PURSUANT TO THIS  
20 ARTICLE 10 AND REQUIREMENTS THAT MEDICAL MARIJUANA STORES,  
21 RETAIL MARIJUANA STORES, MEDICAL MARIJUANA TRANSPORTERS, AND  
22 RETAIL MARIJUANA TRANSPORTERS OBTAIN A RESPONSIBLE VENDOR  
23 DESIGNATION PURSUANT TO SECTION 44-10-1201 PRIOR TO CONDUCTING  
24 A DELIVERY;

25 (C) PROCEDURES FOR PROOF OF MEDICAL MARIJUANA REGISTRY  
26 AND AGE IDENTIFICATION AND VERIFICATION;

27 (D) SECURITY REQUIREMENTS;

28 (E) DELIVERY VEHICLE REQUIREMENTS, INCLUDING  
29 REQUIREMENTS FOR SURVEILLANCE;

30 (F) RECORD-KEEPING REQUIREMENTS;

31 (G) LIMITS ON THE AMOUNT OF MEDICAL MARIJUANA AND  
32 MEDICAL MARIJUANA PRODUCTS AND RETAIL MARIJUANA AND RETAIL  
33 MARIJUANA PRODUCTS THAT MAY BE CARRIED IN A DELIVERY VEHICLE  
34 AND DELIVERED TO A PATIENT OR PARENT OR GUARDIAN, WHICH CANNOT  
35 EXCEED LIMITS PLACED ON SALES AT LICENSED MEDICAL MARIJUANA  
36 STORES;

37 (H) LIMITS ON THE AMOUNT OF RETAIL MARIJUANA AND RETAIL  
38 MARIJUANA PRODUCTS THAT MAY BE CARRIED IN A DELIVERY VEHICLE

1 AND DELIVERED TO AN INDIVIDUAL, WHICH CANNOT EXCEED LIMITS  
2 PLACED ON SALES AT RETAIL MARIJUANA STORES;

3 (I) INVENTORY TRACKING SYSTEM REQUIREMENTS;

4 (J) HEALTH AND SAFETY REQUIREMENTS FOR MEDICAL MARIJUANA  
5 AND MEDICAL MARIJUANA PRODUCTS DELIVERED TO A PATIENT OR PARENT  
6 OR GUARDIAN AND FOR RETAIL MARIJUANA AND RETAIL MARIJUANA  
7 PRODUCTS DELIVERED TO AN INDIVIDUAL;

8 (K) CONFIDENTIALITY REQUIREMENTS TO ENSURE THAT PERSONS  
9 DELIVERING MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED  
10 PRODUCTS PURSUANT TO THIS ARTICLE 10 DO NOT DISCLOSE PERSONAL  
11 IDENTIFYING INFORMATION TO ANY PERSON OTHER THAN THOSE WHO  
12 NEED THAT INFORMATION IN ORDER TO TAKE, PROCESS, OR DELIVER THE  
13 ORDER OR AS OTHERWISE REQUIRED OR AUTHORIZED BY THIS ARTICLE 10,  
14 TITLE 18, OR TITLE 25;

15 (L) AN APPLICATION FEE AND ANNUAL RENEWAL FEE FOR THE  
16 MEDICAL MARIJUANA DELIVERY PERMIT AND THE RETAIL MARIJUANA  
17 DELIVERY PERMIT. THE AMOUNT OF THE FEE MUST REFLECT THE EXPECTED  
18 COSTS OF ADMINISTERING THE MEDICAL MARIJUANA DELIVERY PERMIT  
19 AND THE RETAIL MARIJUANA DELIVERY PERMIT AND MAY BE ADJUSTED BY  
20 THE STATE LICENSING AUTHORITY TO REFLECT THE PERMIT'S ACTUAL  
21 DIRECT AND INDIRECT COSTS.

22 (M) THE PERMITTED HOURS OF DELIVERY OF MEDICAL MARIJUANA  
23 AND MEDICAL MARIJUANA-INFUSED PRODUCTS AND RETAIL MARIJUANA  
24 AND RETAIL MARIJUANA PRODUCTS;

25 (N) REQUIREMENTS FOR AREAS WHERE MEDICAL MARIJUANA AND  
26 MEDICAL MARIJUANA-INFUSED PRODUCTS ORDERS ARE STORED, WEIGHED,  
27 PACKAGED, PREPARED, AND TAGGED, INCLUDING REQUIREMENTS THAT  
28 MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS  
29 CANNOT BE PLACED INTO A DELIVERY VEHICLE UNTIL AFTER AN ORDER  
30 HAS BEEN PLACED AND THAT ALL DELIVERY ORDERS MUST BE PACKAGED  
31 ON THE LICENSED PREMISES OF A MEDICAL MARIJUANA STORE OR ITS  
32 ASSOCIATED STATE LICENSING AUTHORITY-AUTHORIZED STORAGE  
33 FACILITY AS DEFINED BY RULE AFTER AN ORDER HAS BEEN RECEIVED; AND

34 (O) PAYMENT METHODS, INCLUDING BUT NOT LIMITED TO THE USE  
35 OF GIFT CARDS AND PREPAYMENT ACCOUNTS."

36 Page 53, line 18, strike "AND".

37 Page 53, line 19, strike "license. and" and substitute "license; and".

38 Page 53, after line 20 insert:

39 "(i) A MEDICAL MARIJUANA DELIVERY PERMIT."

1 Page 97, after line 8 insert:

2 (11) (a) (I) THERE IS AUTHORIZED A MEDICAL MARIJUANA  
3 DELIVERY PERMIT TO A MEDICAL MARIJUANA STORE LICENSE AUTHORIZING  
4 THE PERMIT HOLDER TO DELIVER MEDICAL MARIJUANA AND MEDICAL  
5 MARIJUANA-INFUSED PRODUCTS.

6 (II) A MEDICAL MARIJUANA DELIVERY PERMIT IS VALID FOR ONE  
7 YEAR AND MAY BE RENEWED ANNUALLY UPON RENEWAL OF THE MEDICAL  
8 MARIJUANA STORE LICENSE.

9 (III) A MEDICAL MARIJUANA DELIVERY PERMIT ISSUED PURSUANT  
10 TO THIS SECTION APPLIES TO ONLY ONE MEDICAL MARIJUANA STORE;  
11 EXCEPT THAT, A SINGLE MEDICAL MARIJUANA DELIVERY PERMIT MAY  
12 APPLY TO MULTIPLE MEDICAL MARIJUANA STORES PROVIDED THAT THE  
13 MEDICAL MARIJUANA STORES ARE IN THE SAME LOCAL JURISDICTION AND  
14 ARE IDENTICALLY OWNED, AS DEFINED BY THE STATE LICENSING  
15 AUTHORITY FOR PURPOSES OF THIS SECTION.

16 (IV) THE STATE LICENSING AUTHORITY MAY ISSUE A MEDICAL  
17 MARIJUANA DELIVERY PERMIT TO A QUALIFIED APPLICANT, AS  
18 DETERMINED BY THE STATE LICENSING AUTHORITY, THAT HOLDS A  
19 MEDICAL MARIJUANA STORE LICENSE ISSUED PURSUANT TO THIS ARTICLE  
20 10. THE STATE LICENSING AUTHORITY HAS DISCRETION IN DETERMINING  
21 WHETHER AN APPLICANT IS QUALIFIED TO RECEIVE A MEDICAL MARIJUANA  
22 DELIVERY PERMIT. A MEDICAL MARIJUANA DELIVERY PERMIT ISSUED BY  
23 THE STATE LICENSING AUTHORITY IS DEEMED A REVOCABLE PRIVILEGE OF  
24 A LICENSED MEDICAL MARIJUANA STORE. A VIOLATION RELATED TO A  
25 MEDICAL MARIJUANA DELIVERY PERMIT IS GROUNDS FOR A FINE OR  
26 SUSPENSION OR REVOCATION OF THE DELIVERY PERMIT OR MEDICAL  
27 MARIJUANA STORE LICENSE.

28 (b) A MEDICAL MARIJUANA STORE LICENSEE SHALL NOT MAKE  
29 DELIVERIES OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED  
30 PRODUCTS TO PATIENTS OR PARENTS OR GUARDIANS WHILE ALSO  
31 TRANSPORTING MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED  
32 PRODUCTS BETWEEN LICENSED PREMISES IN THE SAME VEHICLE.

33 (c) A LICENSED MEDICAL MARIJUANA STORE SHALL CHARGE A  
34 ONE-DOLLAR SURCHARGE ON EACH DELIVERY. THE LICENSED MEDICAL  
35 MARIJUANA STORE SHALL REMIT THE SURCHARGES COLLECTED ON A  
36 MONTHLY BASIS TO THE MUNICIPALITY WHERE THE LICENSED MEDICAL  
37 MARIJUANA STORE IS LOCATED, OR TO THE COUNTY IF THE LICENSED  
38 MEDICAL MARIJUANA STORE IS IN AN UNINCORPORATED AREA, FOR LOCAL  
39 LAW ENFORCEMENT COSTS RELATED TO MARIJUANA ENFORCEMENT.  
40 FAILURE TO COMPLY WITH THIS SUBSECTION (11)(c) MAY RESULT IN  
41 NONRENEWAL OF THE MEDICAL MARIJUANA DELIVERY PERMIT.

42 (d) A LICENSED MEDICAL MARIJUANA STORE WITH A MEDICAL  
43 MARIJUANA DELIVERY PERMIT MAY DELIVER MEDICAL MARIJUANA AND

1 MEDICAL MARIJUANA-INFUSED PRODUCTS ONLY TO THE PATIENT OR  
2 PARENT OR GUARDIAN WHO PLACED THE ORDER AND WHO:

3 (I) IS A CURRENT REGISTRANT OF THE MEDICAL MARIJUANA  
4 PATIENT REGISTRY AND IS TWENTY-ONE YEARS OF AGE OR OLDER OR THE  
5 PARENT OR GUARDIAN OF A PATIENT WHO IS ALSO THE PATIENT'S PRIMARY  
6 CAREGIVER;

7 (II) RECEIVES THE DELIVERY OF MEDICAL MARIJUANA OR MEDICAL  
8 MARIJUANA-INFUSED PRODUCTS PURSUANT TO RULES; AND

9 (III) POSSESSES AN ACCEPTABLE FORM OF IDENTIFICATION.

10 (e) ANY PERSON DELIVERING MEDICAL MARIJUANA OR MEDICAL  
11 MARIJUANA-INFUSED PRODUCTS MUST POSSESS A VALID OCCUPATIONAL  
12 LICENSE AND BE A CURRENT EMPLOYEE OF THE LICENSED MEDICAL  
13 MARIJUANA STORE OR MEDICAL MARIJUANA TRANSPORTER LICENSEE WITH  
14 A VALID MEDICAL MARIJUANA DELIVERY PERMIT; MUST HAVE UNDERGONE  
15 TRAINING REGARDING PROOF-OF-AGE IDENTIFICATION AND VERIFICATION,  
16 INCLUDING ALL FORMS OF IDENTIFICATION THAT ARE DEEMED  
17 ACCEPTABLE BY THE STATE LICENSING AUTHORITY; AND MUST HAVE ANY  
18 OTHER TRAINING REQUIRED BY THE STATE LICENSING AUTHORITY.

19 (f) IN ACCORDANCE WITH THIS SUBSECTION (11) AND RULES  
20 ADOPTED TO IMPLEMENT THIS SUBSECTION (11), A LICENSED MEDICAL  
21 MARIJUANA STORE WITH A VALID MEDICAL MARIJUANA DELIVERY PERMIT  
22 MAY:

23 (I) RECEIVE AN ORDER BY ELECTRONIC OR OTHER MEANS FROM A  
24 PATIENT OR THE PARENT OR GUARDIAN FOR THE PURCHASE AND DELIVERY  
25 OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS.  
26 WHEN USING AN ONLINE PLATFORM FOR MARIJUANA DELIVERY, THE  
27 PLATFORM MUST REQUIRE THE PATIENT OR PARENT OR GUARDIAN TO  
28 CHOOSE A MEDICAL MARIJUANA STORE BEFORE VIEWING THE PRICE.

29 (II) DELIVER MEDICAL MARIJUANA AND MEDICAL  
30 MARIJUANA-INFUSED PRODUCTS NOT IN EXCESS OF THE AMOUNTS  
31 ESTABLISHED BY THE STATE LICENSING AUTHORITY;

32 (III) DELIVER ONLY TO A PATIENT OR A PARENT OR GUARDIAN AT  
33 THE ADDRESS PROVIDED IN THE ORDER;

34 (IV) DELIVER NO MORE THAN ONCE PER DAY TO THE SAME  
35 PATIENT OR PARENT OR GUARDIAN OR RESIDENCE;

36 (V) (A) DELIVER ONLY TO PRIVATE RESIDENCES;

37 (B) FOR PURPOSES OF THIS SECTION, "PRIVATE RESIDENCES"  
38 MEANS PRIVATE PREMISES WHERE A PERSON LIVES, SUCH AS A PRIVATE  
39 DWELLING PLACE OR PLACE OF HABITATION, AND SPECIFICALLY EXCLUDES  
40 ANY PREMISES LOCATED AT A SCHOOL OR ON THE CAMPUS OF AN  
41 INSTITUTION OF HIGHER EDUCATION, OR ANY OTHER PUBLIC PROPERTY.

42 (VI) DELIVER MEDICAL MARIJUANA OR MEDICAL  
43 MARIJUANA-INFUSED PRODUCTS ONLY BY A MOTOR VEHICLE THAT

1 COMPLIES WITH THIS SECTION AND THE RULES PROMULGATED PURSUANT  
2 TO THIS SECTION AND SECTION 44-10-203 (2)(cc); AND

3 (VII) USE AN EMPLOYEE TO CONDUCT DELIVERIES, OR CONTRACT  
4 WITH A MEDICAL MARIJUANA TRANSPORTER THAT HAS A VALID MEDICAL  
5 MARIJUANA DELIVERY PERMIT TO CONDUCT DELIVERIES ON ITS BEHALF,  
6 FROM ITS MEDICAL MARIJUANA STORE OR ITS ASSOCIATED STATE  
7 LICENSING AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY  
8 RULE.

9 (g) (I) AT THE TIME OF THE ORDER, THE MEDICAL MARIJUANA  
10 STORE SHALL REQUIRE THE PATIENT OR PARENT OR GUARDIAN TO PROVIDE  
11 INFORMATION NECESSARY TO VERIFY THE PATIENT IS QUALIFIED TO  
12 PURCHASE AND RECEIVE A DELIVERY OF MEDICAL MARIJUANA AND  
13 MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO THIS SECTION.  
14 THE PROVIDED INFORMATION MUST, AT A MINIMUM, INCLUDE THE  
15 FOLLOWING:

16 (A) THE PATIENT'S NAME AND DATE OF BIRTH;

17 (B) THE REGISTRATION NUMBER REFLECTED ON THE PATIENT'S  
18 REGISTRY IDENTIFICATION CARD ISSUED PURSUANT TO SECTION  
19 25-1.5-106;

20 (C) IF THE PATIENT IS UNDER EIGHTEEN YEARS OF AGE, THE NAME  
21 AND DATE OF BIRTH OF THE PARENT OR GUARDIAN DESIGNATED AS THE  
22 PATIENT'S PRIMARY CAREGIVER, AND IF APPLICABLE, THE REGISTRATION  
23 NUMBER OF THE PRIMARY CAREGIVER;

24 (D) THE ADDRESS OF THE RESIDENCE WHERE THE ORDER WILL BE  
25 DELIVERED; AND

26 (E) ANY OTHER INFORMATION REQUIRED BY STATE LICENSING  
27 AUTHORITY RULE.

28 (II) PRIOR TO TRANSFERRING POSSESSION OF THE ORDER TO A  
29 PATIENT OR A PARENT OR GUARDIAN, THE PERSON DELIVERING THE ORDER  
30 SHALL INSPECT THE PATIENT'S OR PARENT'S OR GUARDIAN'S  
31 IDENTIFICATION AND REGISTRY IDENTIFICATION CARD ISSUED PURSUANT  
32 TO SECTION 25-1.5-106, VERIFY THE POSSESSION OF A VALID REGISTRY  
33 IDENTIFICATION CARD ISSUED PURSUANT TO SECTION 25-1.5-106, AND  
34 VERIFY THAT THE INFORMATION PROVIDED AT THE TIME OF THE ORDER  
35 MATCH THE NAME AND AGE ON THE PATIENT'S OR PARENT'S OR  
36 GUARDIAN'S IDENTIFICATION.

37 (h) (I) UNLESS OTHERWISE PROVIDED BY THE STATE LICENSING  
38 AUTHORITY BY RULES PROMULGATED PURSUANT TO THIS ARTICLE 10, ALL  
39 REQUIREMENTS APPLICABLE TO OTHER LICENSES ISSUED PURSUANT TO  
40 THIS ARTICLE 10 APPLY TO THE DELIVERY OF MEDICAL MARIJUANA AND  
41 MEDICAL MARIJUANA-INFUSED PRODUCTS, INCLUDING BUT NOT LIMITED  
42 TO INVENTORY TRACKING, TRANSPORTATION, AND PACKAGING AND  
43 LABELING REQUIREMENTS.

1 (II) THE ADVERTISING REGULATIONS AND PROHIBITIONS ADOPTED  
2 PURSUANT TO SECTION 44-10-203 (3)(a) APPLY TO MEDICAL MARIJUANA  
3 DELIVERY OPERATIONS PURSUANT TO THIS SUBSECTION (11).

4 (i) IT IS NOT A VIOLATION OF ANY PROVISION OF STATE, CIVIL, OR  
5 CRIMINAL LAW FOR A LICENSED MEDICAL MARIJUANA STORE OR MEDICAL  
6 MARIJUANA TRANSPORTER LICENSEE WITH A VALID MEDICAL MARIJUANA  
7 DELIVERY PERMIT, OR SUCH PERSON WHO HAS MADE TIMELY AND  
8 SUFFICIENT APPLICATION FOR THE RENEWAL OF THE PERMIT, OR ITS  
9 LICENSEES TO POSSESS, TRANSPORT, AND DELIVER MEDICAL MARIJUANA  
10 AND MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO A MEDICAL  
11 MARIJUANA DELIVERY PERMIT IN AMOUNTS THAT DO NOT EXCEED  
12 AMOUNTS ESTABLISHED BY THE STATE LICENSING AUTHORITY.

13 (j) A LOCAL LAW ENFORCEMENT AGENCY MAY REQUEST STATE  
14 LICENSING AUTHORITY REPORTS, INCLUDING COMPLAINTS, INVESTIGATIVE  
15 ACTIONS, AND FINAL AGENCY ACTION ORDERS, RELATED TO CRIMINAL  
16 ACTIVITY MATERIALLY RELATED TO MEDICAL MARIJUANA DELIVERY IN  
17 THE LAW ENFORCEMENT AGENCY'S JURISDICTION, AND THE STATE  
18 LICENSING AUTHORITY SHALL PROMPTLY PROVIDE ANY REPORTS IN ITS  
19 POSSESSION FOR THE LAW ENFORCEMENT AGENCY'S JURISDICTION.

20 (k) (I) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION,  
21 DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED  
22 PRODUCTS IS NOT PERMITTED IN ANY MUNICIPALITY, COUNTY, OR CITY  
23 AND COUNTY UNLESS THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY,  
24 BY EITHER A MAJORITY OF THE REGISTERED ELECTORS OF THE  
25 MUNICIPALITY, COUNTY, OR CITY AND COUNTY VOTING AT A REGULAR  
26 ELECTION OR SPECIAL ELECTION CALLED IN ACCORDANCE WITH THE  
27 "COLORADO MUNICIPAL ELECTION CODE OF 1965", ARTICLE 10 OF TITLE  
28 31, OR THE "UNIFORM ELECTION CODE OF 1992", ARTICLES 1 TO 13 OF  
29 TITLE 1, AS APPLICABLE, OR A MAJORITY OF THE MEMBERS OF THE  
30 GOVERNING BOARD FOR THE MUNICIPALITY, COUNTY, OR CITY AND  
31 COUNTY, VOTE TO ALLOW THE DELIVERY OF MEDICAL MARIJUANA OR  
32 MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO THIS SECTION.

33 (II) AN ORDINANCE ADOPTED PURSUANT TO SUBSECTION (11)(k)(I)  
34 OF THIS SECTION MAY PROHIBIT DELIVERY OF MEDICAL MARIJUANA OR  
35 MEDICAL MARIJUANA-INFUSED PRODUCTS FROM A MEDICAL MARIJUANA  
36 STORE THAT IS OUTSIDE A MUNICIPALITY'S, COUNTY'S, CITY'S, OR CITY AND  
37 COUNTY'S JURISDICTIONAL BOUNDARIES TO AN ADDRESS WITHIN ITS  
38 JURISDICTIONAL BOUNDARIES.

39 (l) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION,  
40 DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS IS NOT  
41 PERMITTED AT ANY SCHOOL OR ON THE CAMPUS OF ANY INSTITUTION OF  
42 HIGHER EDUCATION.

43 (m) (I) THE STATE LICENSING AUTHORITY SHALL BEGIN ISSUING

1 MEDICAL MARIJUANA DELIVERY PERMITS TO QUALIFIED MEDICAL  
2 MARIJUANA STORE APPLICANTS ON, BUT NOT EARLIER THAN, JANUARY 2,  
3 2020.

4 (II) NO LATER THAN JANUARY 2, 2021, THE STATE LICENSING  
5 AUTHORITY SHALL SUBMIT A REPORT TO THE FINANCE COMMITTEES OF THE  
6 HOUSE OF REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR  
7 COMMITTEES, REGARDING THE NUMBER OF MEDICAL MARIJUANA  
8 DELIVERY APPLICATIONS SUBMITTED, THE NUMBER OF MEDICAL  
9 MARIJUANA DELIVERY PERMITS ISSUED, ANY FINDINGS BY THE STATE  
10 LICENSING AUTHORITY OF CRIMINAL ACTIVITY MATERIALLY RELATED TO  
11 MEDICAL MARIJUANA DELIVERY, AND ANY INCIDENT REPORTS THAT  
12 INCLUDE FELONY CHARGES MATERIALLY RELATED TO MEDICAL  
13 MARIJUANA DELIVERY, WHICH WERE FILED AND REPORTED TO THE STATE  
14 LICENSING AUTHORITY BY THE LAW ENFORCEMENT AGENCY, DISTRICT  
15 ATTORNEY, OR OTHER AGENCY RESPONSIBLE FOR FILING THE FELONY  
16 CHARGES. THE STATE LICENSING AUTHORITY MAY CONSULT WITH THE  
17 DIVISION OF CRIMINAL JUSTICE IN THE DEPARTMENT OF PUBLIC SAFETY IN  
18 THE COLLECTION AND ANALYSIS OF ADDITIONAL CRIME DATA MATERIALLY  
19 RELATED TO MEDICAL MARIJUANA DELIVERY."

20 Page 111, line 19, after "distribution," insert "DELIVERY,".

21 Page 113, after line 1 insert:

22 "(5) (a) (I) THERE IS AUTHORIZED A MEDICAL MARIJUANA  
23 DELIVERY PERMIT TO A MEDICAL MARIJUANA TRANSPORTER LICENSE  
24 AUTHORIZING THE PERMIT HOLDER TO DELIVER MEDICAL MARIJUANA AND  
25 MEDICAL MARIJUANA-INFUSED PRODUCTS.

26 (II) A MEDICAL MARIJUANA DELIVERY PERMIT IS VALID FOR ONE  
27 YEAR AND MAY BE RENEWED ANNUALLY UPON RENEWAL OF THE MEDICAL  
28 MARIJUANA TRANSPORTER LICENSE.

29 (III) A MEDICAL MARIJUANA DELIVERY PERMIT ISSUED PURSUANT  
30 TO THIS SECTION APPLIES TO ONLY ONE MEDICAL MARIJUANA  
31 TRANSPORTER; EXCEPT THAT, A SINGLE MEDICAL MARIJUANA DELIVERY  
32 PERMIT MAY APPLY TO MULTIPLE MEDICAL MARIJUANA TRANSPORTERS  
33 PROVIDED THAT THE MEDICAL MARIJUANA TRANSPORTERS ARE IN THE  
34 SAME LOCAL JURISDICTION AND ARE IDENTICALLY OWNED, AS DEFINED BY  
35 THE STATE LICENSING AUTHORITY FOR PURPOSES OF THIS SECTION.

36 (IV) THE STATE LICENSING AUTHORITY MAY ISSUE A MEDICAL  
37 MARIJUANA DELIVERY PERMIT TO A QUALIFIED APPLICANT, AS  
38 DETERMINED BY THE STATE LICENSING AUTHORITY, THAT HOLDS A  
39 MEDICAL MARIJUANA TRANSPORTER LICENSE ISSUED PURSUANT TO THIS  
40 ARTICLE 10. THE STATE LICENSING AUTHORITY HAS DISCRETION IN  
41 DETERMINING WHETHER AN APPLICANT IS QUALIFIED TO RECEIVE A

1 MEDICAL MARIJUANA DELIVERY PERMIT. A MEDICAL MARIJUANA  
2 DELIVERY PERMIT ISSUED BY THE STATE LICENSING AUTHORITY IS DEEMED  
3 A REVOCABLE PRIVILEGE OF A LICENSED MEDICAL MARIJUANA  
4 TRANSPORTER. A VIOLATION RELATED TO A MEDICAL MARIJUANA  
5 DELIVERY PERMIT IS GROUNDS FOR A FINE OR SUSPENSION OR REVOCATION  
6 OF THE DELIVERY PERMIT OR MEDICAL MARIJUANA TRANSPORTER LICENSE.

7 (b) A MEDICAL MARIJUANA TRANSPORTER LICENSEE SHALL NOT  
8 MAKE DELIVERIES OF MEDICAL MARIJUANA OR MEDICAL  
9 MARIJUANA-INFUSED PRODUCTS TO PATIENTS OR PARENTS OR GUARDIANS  
10 WHILE ALSO TRANSPORTING MEDICAL MARIJUANA OR MEDICAL  
11 MARIJUANA-INFUSED PRODUCTS BETWEEN LICENSED PREMISES IN THE  
12 SAME VEHICLE.

13 (c) A LICENSED MEDICAL MARIJUANA TRANSPORTER WITH A  
14 MEDICAL MARIJUANA DELIVERY PERMIT MAY DELIVER MEDICAL  
15 MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS ON BEHALF OF  
16 A MEDICAL MARIJUANA STORE ONLY TO THE PATIENT OR PARENT OR  
17 GUARDIAN WHO PLACED THE ORDER WITH A MEDICAL MARIJUANA STORE  
18 AND WHO:

19 (I) IS A CURRENT REGISTRANT OF THE MEDICAL MARIJUANA  
20 PATIENT REGISTRY AND IS TWENTY-ONE YEARS OF AGE OR OLDER OR THE  
21 PARENT OR GUARDIAN OF A PATIENT WHO IS ALSO THE PATIENT'S PRIMARY  
22 CAREGIVER;

23 (II) RECEIVES THE DELIVERY OF MEDICAL MARIJUANA OR MEDICAL  
24 MARIJUANA-INFUSED PRODUCTS PURSUANT TO RULES; AND

25 (III) POSSESSES AN ACCEPTABLE FORM OF IDENTIFICATION.

26 (d) IN ACCORDANCE WITH THIS SUBSECTION (5) AND RULES  
27 ADOPTED TO IMPLEMENT THIS SUBSECTION (5), A LICENSED MEDICAL  
28 MARIJUANA TRANSPORTER WITH A VALID MEDICAL MARIJUANA DELIVERY  
29 PERMIT MAY:

30 (I) NOT ACCEPT ORDERS ON BEHALF OF A MEDICAL MARIJUANA  
31 STORE AND MAY ONLY PICK UP ALREADY PACKAGED MEDICAL MARIJUANA  
32 DELIVERY ORDERS FROM A MEDICAL MARIJUANA STORE OR ITS  
33 ASSOCIATED STATE LICENSING AUTHORITY-AUTHORIZED STORAGE  
34 FACILITY AS DEFINED BY RULE AND DELIVER THOSE ORDERS TO THE  
35 APPROPRIATE PATIENT, PARENT, OR GUARDIAN;

36 (II) DELIVER MEDICAL MARIJUANA AND MEDICAL  
37 MARIJUANA-INFUSED PRODUCTS NOT IN EXCESS OF THE AMOUNTS  
38 ESTABLISHED BY THE STATE LICENSING AUTHORITY;

39 (III) DELIVER ONLY TO A PATIENT OR PARENT OR GUARDIAN AT  
40 THE ADDRESS PROVIDED IN THE ORDER;

41 (IV) DELIVER NO MORE THAN ONCE PER DAY TO THE SAME  
42 PATIENT OR RESIDENCE;

43 (V) (A) DELIVER ONLY TO A PRIVATE RESIDENCE;

1 (B) FOR PURPOSES OF THIS SECTION, "PRIVATE RESIDENCES"  
2 MEANS PRIVATE PREMISES WHERE A PERSON LIVES, SUCH AS A PRIVATE  
3 DWELLING PLACE OR PLACE OF HABITATION, AND SPECIFICALLY EXCLUDES  
4 ANY PREMISES LOCATED AT A SCHOOL OR ON THE CAMPUS OF AN  
5 INSTITUTION OF HIGHER EDUCATION, OR ANY OTHER PUBLIC PROPERTY.

6 (VI) DELIVER MEDICAL MARIJUANA OR MEDICAL  
7 MARIJUANA-INFUSED PRODUCTS ONLY BY A MOTOR VEHICLE THAT  
8 COMPLIES WITH THIS SECTION AND THE RULES PROMULGATED PURSUANT  
9 TO THIS SECTION AND SECTION 44-10-203 (2)(cc); AND

10 (VII) USE AN EMPLOYEE TO CONDUCT DELIVERIES ON BEHALF OF,  
11 AND PURSUANT TO A CONTRACT WITH, A MEDICAL MARIJUANA STORE THAT  
12 HAS A VALID MEDICAL MARIJUANA DELIVERY PERMIT FROM ITS MEDICAL  
13 MARIJUANA STORE OR ITS ASSOCIATED STATE LICENSING  
14 AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY RULE.

15 (e) PRIOR TO TRANSFERRING POSSESSION OF THE ORDER TO A  
16 PATIENT OR A PARENT OR GUARDIAN, THE PERSON DELIVERING THE ORDER  
17 SHALL INSPECT THE PATIENT'S OR PARENT'S OR GUARDIAN'S  
18 IDENTIFICATION AND REGISTRY IDENTIFICATION CARD ISSUED PURSUANT  
19 TO SECTION 25-1.5-106, VERIFY THE POSSESSION OF A VALID REGISTRY  
20 IDENTIFICATION CARD ISSUED PURSUANT TO SECTION 25-1.5-106, AND  
21 VERIFY THAT THE INFORMATION PROVIDED AT THE TIME OF THE ORDER  
22 MATCH THE NAME AND AGE ON THE PATIENT'S OR PARENT'S OR  
23 GUARDIAN'S IDENTIFICATION.

24 (f) ANY PERSON DELIVERING MEDICAL MARIJUANA OR MEDICAL  
25 MARIJUANA-INFUSED PRODUCTS FOR A MEDICAL MARIJUANA  
26 TRANSPORTER MUST POSSESS A VALID OCCUPATIONAL LICENSE AND BE A  
27 CURRENT EMPLOYEE OF THE MEDICAL MARIJUANA TRANSPORTER LICENSEE  
28 WITH A VALID MEDICAL MARIJUANA DELIVERY PERMIT; MUST HAVE  
29 UNDERGONE TRAINING REGARDING PROOF-OF-AGE IDENTIFICATION AND  
30 VERIFICATION, INCLUDING ALL FORMS OF IDENTIFICATION THAT ARE  
31 DEEMED ACCEPTABLE BY THE STATE LICENSING AUTHORITY; AND MUST  
32 HAVE ANY OTHER TRAINING REQUIRED BY THE STATE LICENSING  
33 AUTHORITY.

34 (g) (I) UNLESS OTHERWISE PROVIDED BY THE STATE LICENSING  
35 AUTHORITY BY RULES PROMULGATED PURSUANT TO THIS ARTICLE 10, ALL  
36 REQUIREMENTS APPLICABLE TO OTHER LICENSES ISSUED PURSUANT TO  
37 THIS ARTICLE 10 APPLY TO THE DELIVERY OF MEDICAL MARIJUANA AND  
38 MEDICAL MARIJUANA-INFUSED PRODUCTS, INCLUDING BUT NOT LIMITED  
39 TO INVENTORY TRACKING, TRANSPORTATION, AND PACKAGING AND  
40 LABELING REQUIREMENTS.

41 (II) THE ADVERTISING REGULATIONS AND PROHIBITIONS ADOPTED  
42 PURSUANT TO SECTION 44-10-203 (3)(a) APPLY TO MEDICAL MARIJUANA  
43 DELIVERY OPERATIONS PURSUANT TO THIS SUBSECTION (5).

1 (h) IT IS NOT A VIOLATION OF ANY PROVISION OF STATE, CIVIL, OR  
2 CRIMINAL LAW FOR A LICENSED MEDICAL MARIJUANA TRANSPORTER  
3 LICENSEE WITH A VALID MEDICAL MARIJUANA DELIVERY PERMIT, OR SUCH  
4 PERSON WHO HAS MADE TIMELY AND SUFFICIENT APPLICATION FOR THE  
5 RENEWAL OF THE PERMIT, OR ITS LICENSEES TO POSSESS, TRANSPORT, AND  
6 DELIVER MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED  
7 PRODUCTS PURSUANT TO A MEDICAL MARIJUANA DELIVERY PERMIT IN  
8 AMOUNTS THAT DO NOT EXCEED AMOUNTS ESTABLISHED BY THE STATE  
9 LICENSING AUTHORITY.

10 (i) (I) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION,  
11 DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED  
12 PRODUCTS IS NOT PERMITTED IN ANY MUNICIPALITY, COUNTY, OR CITY  
13 AND COUNTY UNLESS THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY,  
14 BY EITHER A MAJORITY OF THE REGISTERED ELECTORS OF THE  
15 MUNICIPALITY, COUNTY, OR CITY AND COUNTY VOTING AT A REGULAR  
16 ELECTION OR SPECIAL ELECTION CALLED IN ACCORDANCE WITH THE  
17 "COLORADO MUNICIPAL ELECTION CODE OF 1965", ARTICLE 10 OF TITLE  
18 31, OR THE "UNIFORM ELECTION CODE OF 1992", ARTICLES 1 TO 13 OF  
19 TITLE 1, AS APPLICABLE, OR A MAJORITY OF THE MEMBERS OF THE  
20 GOVERNING BOARD FOR THE MUNICIPALITY, COUNTY, OR CITY AND  
21 COUNTY, VOTE TO ALLOW THE DELIVERY OF MEDICAL MARIJUANA OR  
22 MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO THIS SECTION.

23 (II) AN ORDINANCE ADOPTED PURSUANT TO SUBSECTION (5)(i)(I)  
24 OF THIS SECTION MAY PROHIBIT DELIVERY OF MEDICAL MARIJUANA OR  
25 MEDICAL MARIJUANA-INFUSED PRODUCTS FROM A MEDICAL MARIJUANA  
26 STORE THAT IS OUTSIDE A MUNICIPALITY'S, COUNTY'S, CITY'S, OR CITY AND  
27 COUNTY'S JURISDICTIONAL BOUNDARIES TO AN ADDRESS WITHIN ITS  
28 JURISDICTIONAL BOUNDARIES.

29 (j) THE STATE LICENSING AUTHORITY SHALL BEGIN ISSUING  
30 MEDICAL MARIJUANA DELIVERY PERMITS TO QUALIFIED MEDICAL  
31 MARIJUANA TRANSPORTER APPLICANTS ON, BUT NOT EARLIER THAN,  
32 JANUARY 2, 2021."

33 Page 121, after line 7 insert:

34 "(13) (a) (I) THERE IS AUTHORIZED A RETAIL MARIJUANA  
35 DELIVERY PERMIT TO A RETAIL MARIJUANA STORE LICENSE AUTHORIZING  
36 THE PERMIT HOLDER TO DELIVER RETAIL MARIJUANA AND RETAIL  
37 MARIJUANA PRODUCTS.

38 (II) A RETAIL MARIJUANA DELIVERY PERMIT IS VALID FOR ONE  
39 YEAR AND MAY BE RENEWED ANNUALLY UPON RENEWAL OF THE RETAIL  
40 MARIJUANA STORE LICENSE OR RETAIL MARIJUANA TRANSPORTER LICENSE.

41 (III) A RETAIL MARIJUANA DELIVERY PERMIT ISSUED PURSUANT TO  
42 THIS SECTION APPLIES TO ONLY ONE RETAIL MARIJUANA STORE; EXCEPT

1 THAT, A SINGLE RETAIL MARIJUANA DELIVERY PERMIT MAY APPLY TO  
2 MULTIPLE RETAIL MARIJUANA STORES PROVIDED THAT THE RETAIL  
3 MARIJUANA STORES ARE IN THE SAME LOCAL JURISDICTION AND ARE  
4 IDENTICALLY OWNED, AS DEFINED BY THE STATE LICENSING AUTHORITY  
5 FOR PURPOSES OF THIS SECTION.

6 (IV) THE STATE LICENSING AUTHORITY MAY ISSUE A RETAIL  
7 MARIJUANA DELIVERY PERMIT TO A QUALIFIED APPLICANT, AS  
8 DETERMINED BY THE STATE LICENSING AUTHORITY, THAT HOLDS A RETAIL  
9 MARIJUANA STORE LICENSE ISSUED PURSUANT TO THIS ARTICLE 10. A  
10 PERMIT APPLICANT IS PROHIBITED FROM DELIVERING RETAIL MARIJUANA  
11 AND RETAIL MARIJUANA PRODUCTS WITHOUT STATE AND LOCAL  
12 JURISDICTION APPROVAL. IF THE APPLICANT DOES NOT RECEIVE LOCAL  
13 JURISDICTION APPROVAL WITHIN ONE YEAR FROM THE DATE OF THE STATE  
14 LICENSING AUTHORITY APPROVAL, THE STATE PERMIT EXPIRES AND MAY  
15 NOT BE RENEWED. IF AN APPLICATION IS DENIED BY THE LOCAL LICENSING  
16 AUTHORITY, THE STATE LICENSING AUTHORITY SHALL REVOKE THE  
17 STATE-ISSUED PERMIT. THE STATE LICENSING AUTHORITY HAS DISCRETION  
18 IN DETERMINING WHETHER AN APPLICANT IS QUALIFIED TO RECEIVE A  
19 RETAIL MARIJUANA DELIVERY PERMIT. A RETAIL MARIJUANA DELIVERY  
20 PERMIT ISSUED BY THE STATE LICENSING AUTHORITY IS DEEMED A  
21 REVOCABLE PRIVILEGE OF A LICENSED RETAIL MARIJUANA STORE OR  
22 RETAIL MARIJUANA TRANSPORTER LICENSEE. A VIOLATION RELATED TO A  
23 RETAIL MARIJUANA DELIVERY PERMIT IS GROUNDS FOR A FINE OR  
24 SUSPENSION OR REVOCATION OF THE DELIVERY PERMIT OR RETAIL  
25 MARIJUANA STORE LICENSE.

26 (b) A RETAIL MARIJUANA STORE LICENSEE SHALL NOT MAKE  
27 DELIVERIES OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS TO  
28 INDIVIDUALS WHILE ALSO TRANSPORTING RETAIL MARIJUANA OR RETAIL  
29 MARIJUANA PRODUCTS BETWEEN LICENSED PREMISES IN THE SAME  
30 VEHICLE.

31 (c) THE LICENSED RETAIL MARIJUANA STORE SHALL CHARGE A  
32 ONE-DOLLAR SURCHARGE ON EACH DELIVERY. THE LICENSED RETAIL  
33 MARIJUANA STORE SHALL REMIT THE SURCHARGES COLLECTED ON A  
34 MONTHLY BASIS TO THE MUNICIPALITY WHERE THE LICENSED RETAIL  
35 MARIJUANA STORE IS LOCATED, OR TO THE COUNTY IF THE LICENSED  
36 RETAIL MARIJUANA STORE IS IN AN UNINCORPORATED AREA, FOR LOCAL  
37 LAW ENFORCEMENT COSTS RELATED TO MARIJUANA ENFORCEMENT.  
38 FAILURE TO COMPLY WITH THIS SUBSECTION (13)(c) MAY RESULT IN  
39 NONRENEWAL OF THE RETAIL MARIJUANA DELIVERY PERMIT.

40 (d) A LICENSED RETAIL MARIJUANA STORE WITH A RETAIL  
41 MARIJUANA DELIVERY PERMIT MAY DELIVER RETAIL MARIJUANA AND  
42 RETAIL MARIJUANA PRODUCTS ONLY TO THE INDIVIDUAL WHO PLACED THE  
43 ORDER AND WHO:

1 (I) IS TWENTY-ONE YEARS OF AGE OR OLDER;  
2 (II) RECEIVES THE DELIVERY OF RETAIL MARIJUANA OR RETAIL  
3 MARIJUANA PRODUCTS PURSUANT TO RULES; AND  
4 (III) POSSESSES AN ACCEPTABLE FORM OF IDENTIFICATION.  
5 (e) ANY PERSON DELIVERING RETAIL MARIJUANA OR RETAIL  
6 MARIJUANA PRODUCTS MUST POSSESS A VALID OCCUPATIONAL LICENSE  
7 AND BE A CURRENT EMPLOYEE OF THE LICENSED RETAIL MARIJUANA STORE  
8 OR RETAIL MARIJUANA TRANSPORTER LICENSEE WITH A VALID RETAIL  
9 MARIJUANA DELIVERY PERMIT; MUST HAVE UNDERGONE TRAINING  
10 REGARDING PROOF-OF-AGE IDENTIFICATION AND VERIFICATION,  
11 INCLUDING ALL FORMS OF IDENTIFICATION THAT ARE DEEMED  
12 ACCEPTABLE BY THE STATE LICENSING AUTHORITY; AND MUST HAVE ANY  
13 OTHER TRAINING REQUIRED BY THE STATE LICENSING AUTHORITY.  
14 (f) IN ACCORDANCE WITH THIS SUBSECTION (13) AND RULES  
15 ADOPTED TO IMPLEMENT THIS SUBSECTION (13), A LICENSED RETAIL  
16 MARIJUANA STORE WITH A VALID RETAIL MARIJUANA DELIVERY PERMIT  
17 MAY:  
18 (I) RECEIVE AN ORDER THROUGH ELECTRONIC OR OTHER MEANS  
19 FOR THE PURCHASE AND DELIVERY OF RETAIL MARIJUANA OR RETAIL  
20 MARIJUANA PRODUCTS. WHEN USING AN ONLINE PLATFORM FOR  
21 MARIJUANA DELIVERY, THE PLATFORM MUST REQUIRE THE INDIVIDUAL TO  
22 CHOOSE A RETAIL MARIJUANA STORE BEFORE VIEWING THE PRICE.  
23 (II) DELIVER RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS  
24 NOT IN EXCESS OF THE AMOUNTS ESTABLISHED BY THE STATE LICENSING  
25 AUTHORITY;  
26 (III) DELIVER ONLY TO AN INDIVIDUAL AT THE ADDRESS PROVIDED  
27 IN THE ORDER;  
28 (IV) DELIVER NO MORE THAN ONCE PER DAY TO THE SAME  
29 INDIVIDUAL OR RESIDENCE;  
30 (V) (A) DELIVER ONLY TO PRIVATE RESIDENCES;  
31 (B) FOR PURPOSES OF THIS SECTION, "PRIVATE RESIDENCES"  
32 MEANS PRIVATE PREMISES WHERE A PERSON LIVES, SUCH AS A PRIVATE  
33 DWELLING PLACE OR PLACE OF HABITATION, AND SPECIFICALLY EXCLUDES  
34 ANY PREMISES LOCATED AT A SCHOOL OR ON THE CAMPUS OF AN  
35 INSTITUTION OF HIGHER EDUCATION, OR ANY OTHER PUBLIC PROPERTY.  
36 (VI) DELIVER RETAIL MARIJUANA OR RETAIL MARIJUANA  
37 PRODUCTS ONLY BY A MOTOR VEHICLE THAT COMPLIES WITH THIS SECTION  
38 AND THE RULES PROMULGATED PURSUANT TO THIS SECTION AND SECTION  
39 44-10-203 (2)(cc); AND  
40 (VII) USE AN EMPLOYEE TO CONDUCT DELIVERIES, OR CONTRACT  
41 WITH A RETAIL MARIJUANA TRANSPORTER THAT HAS A VALID RETAIL  
42 MARIJUANA DELIVERY PERMIT TO CONDUCT DELIVERIES ON ITS BEHALF,  
43 FROM ITS RETAIL MARIJUANA STORE OR ITS ASSOCIATED STATE LICENSING

1 AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY RULE.

2 (g) (I) AT THE TIME OF THE ORDER, THE RETAIL MARIJUANA STORE  
3 SHALL REQUIRE THE INDIVIDUAL TO PROVIDE INFORMATION NECESSARY TO  
4 VERIFY THE INDIVIDUAL IS AT LEAST TWENTY-ONE YEARS OF AGE. THE  
5 PROVIDED INFORMATION MUST, AT A MINIMUM, INCLUDE THE FOLLOWING:  
6 (A) THE PATIENT'S NAME AND DATE OF BIRTH;  
7 (B) THE ADDRESS OF THE RESIDENCE WHERE THE ORDER WILL BE  
8 DELIVERED; AND  
9 (C) ANY OTHER INFORMATION REQUIRED BY STATE LICENSING  
10 AUTHORITY RULE.

11 (II) PRIOR TO TRANSFERRING POSSESSION OF THE ORDER TO AN  
12 INDIVIDUAL, THE PERSON DELIVERING THE ORDER SHALL INSPECT THE  
13 INDIVIDUAL'S IDENTIFICATION AND VERIFY THAT THE INFORMATION  
14 PROVIDED AT THE TIME OF THE ORDER MATCH THE NAME AND AGE ON THE  
15 INDIVIDUAL'S IDENTIFICATION.

16 (h) (I) UNLESS OTHERWISE PROVIDED BY THE STATE LICENSING  
17 AUTHORITY BY RULES PROMULGATED PURSUANT TO THIS ARTICLE 10, ALL  
18 REQUIREMENTS APPLICABLE TO OTHER LICENSES ISSUED PURSUANT TO  
19 THIS ARTICLE 10 APPLY TO THE DELIVERY OF RETAIL MARIJUANA AND  
20 RETAIL MARIJUANA PRODUCTS, INCLUDING BUT NOT LIMITED TO  
21 INVENTORY TRACKING, TRANSPORTATION, AND PACKAGING AND LABELING  
22 REQUIREMENTS.

23 (II) THE ADVERTISING REGULATIONS AND PROHIBITIONS ADOPTED  
24 PURSUANT TO SECTION 44-10-203 (3)(a) APPLY TO RETAIL MARIJUANA  
25 DELIVERY OPERATIONS PURSUANT TO THIS SUBSECTION (13).

26 (i) IT IS NOT A VIOLATION OF ANY PROVISION OF STATE, CIVIL, OR  
27 CRIMINAL LAW FOR A LICENSED RETAIL MARIJUANA STORE OR RETAIL  
28 MARIJUANA TRANSPORTER LICENSEE WITH A VALID RETAIL MARIJUANA  
29 DELIVERY PERMIT, OR SUCH PERSON WHO HAS MADE TIMELY AND  
30 SUFFICIENT APPLICATION FOR THE RENEWAL OF THE PERMIT, OR ITS  
31 LICENSEES TO POSSESS, TRANSPORT, AND DELIVER RETAIL MARIJUANA OR  
32 RETAIL MARIJUANA PRODUCTS PURSUANT TO A RETAIL MARIJUANA  
33 DELIVERY PERMIT IN AMOUNTS THAT DO NOT EXCEED AMOUNTS  
34 ESTABLISHED BY THE STATE LICENSING AUTHORITY.

35 (j) A LOCAL LAW ENFORCEMENT AGENCY MAY REQUEST STATE  
36 LICENSING AUTHORITY REPORTS, INCLUDING COMPLAINTS, INVESTIGATIVE  
37 ACTION, AND FINAL AGENCY ACTION ORDERS, RELATED TO CRIMINAL  
38 ACTIVITY MATERIALLY RELATED TO RETAIL MARIJUANA DELIVERY IN THE  
39 LAW ENFORCEMENT AGENCY'S JURISDICTION, AND THE STATE LICENSING  
40 AUTHORITY SHALL PROMPTLY PROVIDE ANY REPORTS IN ITS POSSESSION  
41 FOR THE LAW ENFORCEMENT AGENCY'S JURISDICTION.

42 (k) (I) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION,  
43 DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS IS NOT

1 PERMITTED IN ANY MUNICIPALITY, COUNTY, OR CITY AND COUNTY UNLESS  
2 THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY, BY EITHER A  
3 MAJORITY OF THE REGISTERED ELECTORS OF THE MUNICIPALITY, COUNTY,  
4 OR CITY AND COUNTY VOTING AT A REGULAR ELECTION OR SPECIAL  
5 ELECTION CALLED IN ACCORDANCE WITH THE "COLORADO MUNICIPAL  
6 ELECTION CODE OF 1965", ARTICLE 10 OF TITLE 31, OR THE "UNIFORM  
7 ELECTION CODE OF 1992", ARTICLES 1 TO 13 OF TITLE 1, AS APPLICABLE,  
8 OR A MAJORITY OF THE MEMBERS OF THE GOVERNING BOARD FOR THE  
9 MUNICIPALITY, COUNTY, OR CITY AND COUNTY, VOTE TO ALLOW THE  
10 DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS  
11 PURSUANT TO THIS SECTION.

12 (II) AN ORDINANCE ADOPTED PURSUANT TO SUBSECTION (13)(k)(I)  
13 OF THIS SECTION MAY PROHIBIT DELIVERY OF RETAIL MARIJUANA AND  
14 RETAIL MARIJUANA PRODUCTS FROM A RETAIL MARIJUANA STORE THAT IS  
15 OUTSIDE A MUNICIPALITY'S, COUNTY'S, CITY'S, OR CITY AND COUNTY'S  
16 JURISDICTIONAL BOUNDARIES TO AN ADDRESS WITHIN ITS JURISDICTIONAL  
17 BOUNDARIES.

18 (l) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION,  
19 DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS IS NOT  
20 PERMITTED AT ANY SCHOOL OR ON THE CAMPUS OF ANY INSTITUTION OF  
21 HIGHER EDUCATION.

22 (m) THE STATE LICENSING AUTHORITY SHALL BEGIN ISSUING  
23 RETAIL MARIJUANA DELIVERY PERMITS TO QUALIFIED RETAIL MARIJUANA  
24 STORE APPLICANTS ON, BUT NOT EARLIER THAN, JANUARY 2, 2021."

25 Page 135, line 13, after "distribution," insert "DELIVERY,".

26 Page 136, after line 17 insert:

27 "(5) (a) (I) THERE IS AUTHORIZED A RETAIL MARIJUANA DELIVERY  
28 PERMIT TO A RETAIL MARIJUANA TRANSPORTER LICENSE AUTHORIZING THE  
29 PERMIT HOLDER TO DELIVER RETAIL MARIJUANA AND RETAIL MARIJUANA  
30 PRODUCTS.

31 (II) A RETAIL MARIJUANA DELIVERY PERMIT IS VALID FOR ONE  
32 YEAR AND MAY BE RENEWED ANNUALLY UPON RENEWAL OF THE RETAIL  
33 MARIJUANA TRANSPORTER LICENSE.

34 (III) A RETAIL MARIJUANA DELIVERY PERMIT ISSUED PURSUANT TO  
35 THIS SECTION APPLIES TO ONLY ONE RETAIL MARIJUANA TRANSPORTER;  
36 EXCEPT THAT A SINGLE RETAIL MARIJUANA DELIVERY PERMIT MAY APPLY  
37 TO MULTIPLE RETAIL MARIJUANA TRANSPORTERS PROVIDED THAT THE  
38 RETAIL MARIJUANA TRANSPORTERS ARE IN THE SAME LOCAL JURISDICTION  
39 AND ARE IDENTICALLY OWNED, AS DEFINED BY THE STATE LICENSING  
40 AUTHORITY FOR PURPOSES OF THIS SECTION.

41 (IV) THE STATE LICENSING AUTHORITY MAY ISSUE A RETAIL

1 MARIJUANA DELIVERY PERMIT TO A QUALIFIED APPLICANT, AS  
2 DETERMINED BY THE STATE LICENSING AUTHORITY, THAT HOLDS A RETAIL  
3 MARIJUANA TRANSPORTER LICENSE ISSUED PURSUANT TO THIS ARTICLE 10.  
4 A PERMIT APPLICANT IS PROHIBITED FROM DELIVERING RETAIL MARIJUANA  
5 AND RETAIL MARIJUANA PRODUCTS WITHOUT STATE AND LOCAL  
6 JURISDICTION APPROVAL. IF THE APPLICANT DOES NOT RECEIVE LOCAL  
7 JURISDICTION APPROVAL WITHIN ONE YEAR FROM THE DATE OF THE STATE  
8 LICENSING AUTHORITY APPROVAL, THE STATE PERMIT EXPIRES AND MAY  
9 NOT BE RENEWED. IF AN APPLICATION IS DENIED BY THE LOCAL LICENSING  
10 AUTHORITY, THE STATE LICENSING AUTHORITY SHALL REVOKE THE  
11 STATE-ISSUED PERMIT. THE STATE LICENSING AUTHORITY HAS DISCRETION  
12 IN DETERMINING WHETHER AN APPLICANT IS QUALIFIED TO RECEIVE A  
13 RETAIL MARIJUANA DELIVERY PERMIT. A RETAIL MARIJUANA DELIVERY  
14 PERMIT ISSUED BY THE STATE LICENSING AUTHORITY IS DEEMED A  
15 REVOCABLE PRIVILEGE OF A LICENSED RETAIL MARIJUANA TRANSPORTER.  
16 A VIOLATION RELATED TO A RETAIL MARIJUANA DELIVERY PERMIT IS  
17 GROUNDS FOR A FINE OR SUSPENSION OR REVOCATION OF THE DELIVERY  
18 PERMIT OR RETAIL MARIJUANA TRANSPORTER LICENSE.

19 (b) A RETAIL MARIJUANA TRANSPORTER LICENSEE SHALL NOT  
20 MAKE DELIVERIES OF RETAIL MARIJUANA OR RETAIL MARIJUANA  
21 PRODUCTS TO INDIVIDUALS WHILE ALSO TRANSPORTING RETAIL  
22 MARIJUANA OR RETAIL MARIJUANA PRODUCTS BETWEEN LICENSED  
23 PREMISES IN THE SAME VEHICLE.

24 (c) A LICENSED RETAIL MARIJUANA TRANSPORTER WITH A RETAIL  
25 MARIJUANA DELIVERY PERMIT MAY DELIVER RETAIL MARIJUANA AND  
26 RETAIL MARIJUANA PRODUCTS ON BEHALF OF A RETAIL MARIJUANA STORE  
27 ONLY TO THE INDIVIDUAL WHO PLACED THE ORDER WITH A RETAIL  
28 MARIJUANA STORE AND WHO:

29 (I) IS TWENTY-ONE YEARS OF AGE OR OLDER;

30 (II) RECEIVES THE DELIVERY OF RETAIL MARIJUANA OR RETAIL  
31 MARIJUANA PRODUCTS PURSUANT TO RULES; AND

32 (III) POSSESSES AN ACCEPTABLE FORM OF IDENTIFICATION.

33 (d) IN ACCORDANCE WITH THIS SUBSECTION (5) AND RULES  
34 ADOPTED TO IMPLEMENT THIS SUBSECTION (5), A LICENSED RETAIL  
35 MARIJUANA TRANSPORTER WITH A VALID RETAIL MARIJUANA DELIVERY  
36 PERMIT MAY:

37 (I) NOT ACCEPT ORDERS ON BEHALF OF A RETAIL MARIJUANA  
38 STORE AND MAY ONLY PICK UP ALREADY PACKAGED RETAIL MARIJUANA  
39 DELIVERY ORDERS FROM A RETAIL MARIJUANA STORE OR ITS ASSOCIATED  
40 STATE LICENSING AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED  
41 BY RULE AND DELIVER THOSE ORDERS TO THE APPROPRIATE INDIVIDUAL;

42 (II) DELIVER RETAIL MARIJUANA AND RETAIL MARIJUANA  
43 PRODUCTS NOT IN EXCESS OF THE AMOUNTS ESTABLISHED BY THE STATE

1 LICENSING AUTHORITY;  
2 (III) DELIVER ONLY TO AN INDIVIDUAL AT THE ADDRESS PROVIDED  
3 IN THE ORDER;  
4 (IV) DELIVER NO MORE THAN ONCE PER DAY TO THE SAME  
5 INDIVIDUAL OR RESIDENCE;  
6 (V) (A) DELIVER ONLY TO A PRIVATE RESIDENCE;  
7 (B) FOR PURPOSES OF THIS SECTION, "PRIVATE RESIDENCES"  
8 MEANS PRIVATE PREMISES WHERE A PERSON LIVES, SUCH AS A PRIVATE  
9 DWELLING PLACE OR PLACE OF HABITATION, AND SPECIFICALLY EXCLUDES  
10 ANY PREMISES LOCATED AT A SCHOOL OR ON THE CAMPUS OF AN  
11 INSTITUTION OF HIGHER EDUCATION, OR ANY OTHER PUBLIC PROPERTY.  
12 (VI) DELIVER RETAIL MARIJUANA OR RETAIL MARIJUANA  
13 PRODUCTS ONLY BY A MOTOR VEHICLE THAT COMPLIES WITH THIS SECTION  
14 AND THE RULES PROMULGATED PURSUANT TO THIS SECTION AND SECTION  
15 44-10-203 (2)(cc); AND  
16 (VII) USE AN EMPLOYEE TO CONDUCT DELIVERIES ON BEHALF OF,  
17 AND PURSUANT TO A CONTRACT WITH, A RETAIL MARIJUANA STORE THAT  
18 HAS A VALID RETAIL MARIJUANA DELIVERY PERMIT FROM ITS RETAIL  
19 MARIJUANA STORE OR ITS ASSOCIATED STATE LICENSING  
20 AUTHORITY-AUTHORIZED STORAGE FACILITY AS DEFINED BY RULE.  
21 (e) PRIOR TO TRANSFERRING POSSESSION OF THE ORDER TO AN  
22 INDIVIDUAL, THE PERSON DELIVERING THE ORDER SHALL INSPECT THE  
23 INDIVIDUAL'S IDENTIFICATION AND VERIFY THAT THE INFORMATION  
24 PROVIDED AT THE TIME OF THE ORDER MATCH THE NAME AND AGE ON THE  
25 INDIVIDUAL'S IDENTIFICATION.  
26 (f) ANY PERSON DELIVERING RETAIL MARIJUANA OR RETAIL  
27 MARIJUANA PRODUCTS FOR A RETAIL MARIJUANA TRANSPORTER MUST  
28 POSSESS A VALID OCCUPATIONAL LICENSE AND BE A CURRENT EMPLOYEE  
29 OF THE RETAIL MARIJUANA TRANSPORTER LICENSEE WITH A VALID RETAIL  
30 MARIJUANA DELIVERY PERMIT; MUST HAVE UNDERGONE TRAINING  
31 REGARDING PROOF-OF-AGE IDENTIFICATION AND VERIFICATION,  
32 INCLUDING ALL FORMS OF IDENTIFICATION THAT ARE DEEMED  
33 ACCEPTABLE BY THE STATE LICENSING AUTHORITY; AND MUST HAVE ANY  
34 OTHER TRAINING REQUIRED BY THE STATE LICENSING AUTHORITY.  
35 (g) (I) UNLESS OTHERWISE PROVIDED BY THE STATE LICENSING  
36 AUTHORITY BY RULES PROMULGATED PURSUANT TO THIS ARTICLE 10, ALL  
37 REQUIREMENTS APPLICABLE TO OTHER LICENSES ISSUED PURSUANT TO  
38 THIS ARTICLE 10 APPLY TO THE DELIVERY OF RETAIL MARIJUANA AND  
39 RETAIL MARIJUANA PRODUCTS, INCLUDING BUT NOT LIMITED TO  
40 INVENTORY TRACKING, TRANSPORTATION, AND PACKAGING AND LABELING  
41 REQUIREMENTS.  
42 (II) THE ADVERTISING REGULATIONS AND PROHIBITIONS ADOPTED  
43 PURSUANT TO SECTION 44-10-203 (3)(a) APPLY TO RETAIL MARIJUANA

1 DELIVERY OPERATIONS PURSUANT TO THIS SUBSECTION (5).  
2 (h) IT IS NOT A VIOLATION OF ANY PROVISION OF STATE, CIVIL, OR  
3 CRIMINAL LAW FOR A LICENSED RETAIL MARIJUANA TRANSPORTER  
4 LICENSEE WITH A VALID RETAIL MARIJUANA DELIVERY PERMIT, OR SUCH  
5 PERSON WHO HAS MADE TIMELY AND SUFFICIENT APPLICATION FOR THE  
6 RENEWAL OF THE PERMIT, OR ITS LICENSEES TO POSSESS, TRANSPORT, AND  
7 DELIVER RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS  
8 PURSUANT TO A RETAIL MARIJUANA DELIVERY PERMIT IN AMOUNTS THAT  
9 DO NOT EXCEED AMOUNTS ESTABLISHED BY THE STATE LICENSING  
10 AUTHORITY.  
11 (i) (I) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION,  
12 DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS IS NOT  
13 PERMITTED IN ANY MUNICIPALITY, COUNTY, OR CITY AND COUNTY UNLESS  
14 THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY, BY EITHER A  
15 MAJORITY OF THE REGISTERED ELECTORS OF THE MUNICIPALITY, COUNTY,  
16 OR CITY AND COUNTY VOTING AT A REGULAR ELECTION OR SPECIAL  
17 ELECTION CALLED IN ACCORDANCE WITH THE "COLORADO MUNICIPAL  
18 ELECTION CODE OF 1965", ARTICLE 10 OF TITLE 31, OR THE "UNIFORM  
19 ELECTION CODE OF 1992", ARTICLES 1 TO 13 OF TITLE 1, AS APPLICABLE,  
20 OR A MAJORITY OF THE MEMBERS OF THE GOVERNING BOARD FOR THE  
21 MUNICIPALITY, COUNTY, OR CITY AND COUNTY, VOTE TO ALLOW THE  
22 DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS  
23 PURSUANT TO THIS SECTION.  
24 (II) AN ORDINANCE ADOPTED PURSUANT TO SUBSECTION (5)(i)(I)  
25 OF THIS SECTION MAY PROHIBIT DELIVERY OF RETAIL MARIJUANA AND  
26 RETAIL MARIJUANA PRODUCTS FROM A RETAIL MARIJUANA STORE THAT IS  
27 OUTSIDE A MUNICIPALITY'S, COUNTY'S, CITY'S, OR CITY AND COUNTY'S  
28 JURISDICTIONAL BOUNDARIES TO AN ADDRESS WITHIN ITS JURISDICTIONAL  
29 BOUNDARIES.  
30 (j) THE STATE LICENSING AUTHORITY SHALL BEGIN ISSUING RETAIL  
31 MARIJUANA DELIVERY PERMITS TO QUALIFIED RETAIL MARIJUANA  
32 TRANSPORTER APPLICANTS ON, BUT NOT EARLIER THAN, JANUARY 2,  
33 2021."

34 Page 156, after line 25 insert:  
35 "(III.5) STATUTORY AND REGULATORY REQUIREMENTS RELATED  
36 TO MARIJUANA DELIVERY;"

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