

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

REVISED

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

LLS NO. 22-1051.01 Jennifer Berman x3286

HOUSE BILL 22-1405

HOUSE SPONSORSHIP

Lindsay, Bird, Duran, Esgar, Lontine, McCormick, Michaelson Jenet, Pelton, Titone, Valdez D.

SENATE SPONSORSHIP

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A BILL FOR AN ACT

101 **CONCERNING THE INCLUSION OF FACULTY IN THE DEFINITION OF "KEY**
102 **PARTICIPANT" FOR THE INDUSTRIAL HEMP REGULATORY**
103 **PROGRAM TO ALIGN THE PROGRAM WITH FEDERAL LAW.**

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>.)

To engage in industrial hemp cultivation in the state, a person is required to apply to the department of agriculture for a registration. In applying for a registration, the person must include the names and addresses of all key participants in the registered activity. The bill amends the definition of "key participant" to include faculty at an institution of

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
2nd Reading Unamended
May 6, 2022

HOUSE
3rd Reading Unamended
May 2, 2022

HOUSE
2nd Reading Unamended
April 29, 2022

higher education to align with federal law requirements that all individuals authorized to grow hemp under a registration undergo a criminal history record check.

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

2 **SECTION 1.** In Colorado Revised Statutes, 35-61-101, **amend**
3 (7.3) as follows:

4 **35-61-101. Definitions.** As used in this article 61, unless the
5 context otherwise requires:

6 (7.3) (a) "Key participant" means a sole proprietor, a partner in a
7 partnership, or a person with executive managerial control in a
8 corporation, OR FACULTY AT AN INSTITUTION OF HIGHER EDUCATION. A
9 person with executive managerial control includes persons such as a chief
10 executive officer, chief operating officer, or chief financial officer.

11 (b) "Key participant" does not include nonexecutive managers
12 such as farm, field, or shift managers.

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