

HB1234_L.003

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Business Affairs & Labor.

HB19-1234 be amended as follows:

1 Amend printed bill, page 3, strike line 8 and substitute "PERMIT,
2 INCLUDING A REQUIREMENT THAT THE APPLICANT FOR A MEDICAL
3 MARIJUANA DELIVERY PERMIT HAS NOT BEEN SUBJECT TO ANY FINDINGS
4 OF AN UNAUTHORIZED SALE OF MEDICAL MARIJUANA, MEDICAL
5 MARIJUANA-INFUSED PRODUCTS, RETAIL MARIJUANA, OR RETAIL
6 MARIJUANA PRODUCTS;"

7 Page 3, strike line 18 and substitute:
8 "(D) SECURITY REQUIREMENTS;"

9 Page 3, after line 18 insert:
10 "(E) DELIVERY VEHICLE REQUIREMENTS, INCLUDING
11 REQUIREMENTS FOR LOCATION AND VEHICLE TRACKING, SECURITY, AND
12 SURVEILLANCE;"

13 Reletter succeeding sub-subparagraphs accordingly.

14 Page 4, line 3, after "DISCLOSED" insert "BY PERSONS DELIVERING
15 MEDICAL MARIJUANA PURSUANT TO THIS ARTICLE 11".

16 Page 4, line 4, strike "ORDER;" insert "ORDER OR AS OTHERWISE REQUIRED
17 OR AUTHORIZED BY THIS ARTICLE 11, TITLE 18, OR TITLE 25;"

18 Page 4, strike line 5.

19 Page 4, after line 11 insert:
20 "(L) PAYMENT METHODS, INCLUDING BUT NOT LIMITED TO THE USE
21 OF GIFT CARDS AND PREPAYMENT ACCOUNTS."

22 Page 5, line 12, strike "PERMIT;" and substitute "PERMIT, INCLUDING A
23 REQUIREMENT THAT THE APPLICANT FOR A RETAIL MARIJUANA DELIVERY
24 PERMIT HAS NOT BEEN SUBJECT TO ANY FINDINGS OF AN UNAUTHORIZED
25 SALE OF MEDICAL MARIJUANA, MEDICAL MARIJUANA-INFUSED PRODUCTS,
26 RETAIL MARIJUANA, OR RETAIL MARIJUANA PRODUCTS;"

27 Page 5, strike lines 21 and 22 and substitute:
28 "(D) SECURITY REQUIREMENTS;"

29 Page 5, after line 22 insert:
30 "(E) DELIVERY VEHICLE REQUIREMENTS, INCLUDING
31 REQUIREMENTS FOR LOCATION AND VEHICLE TRACKING, SECURITY, AND

- 1 SURVEILLANCE;".
- 2 Reletter succeeding sub-subparagraphs accordingly.
- 3 Page 6, line 6, after "DISCLOSED" insert "BY PERSONS DELIVERING RETAIL
4 MARIJUANA PURSUANT TO THIS ARTICLE 12".
- 5 Page 6, line 8, strike "ORDER;" and substitute "ORDER OR AS OTHERWISE
6 REQUIRED OR AUTHORIZED BY THIS ARTICLE 12, TITLE 18, OR TITLE 25;".
- 7 Page 6, after line 14 insert:
8 "(L) PAYMENT METHODS, INCLUDING BUT NOT LIMITED TO THE USE
9 OF GIFT CARDS AND PREPAYMENT ACCOUNTS.".
- 10 Page 7, line 3, strike "PERMITTING FOR" and substitute "ISSUANCE OF".
- 11 Page 7, strike lines 4 and 5 and substitute "existing license OR PERMIT for
12 any marijuana establishment, the state licensing".
- 13 Page 7, lines 21 and 22, strike "OR A MEDICAL MARIJUANA TRANSPORTER
14 LICENSE".
- 15 Page 7, lines 23 and 24, strike "REGISTERED MEDICAL MARIJUANA CARD
16 HOLDER" and substitute "PATIENT".
- 17 Page 7, line 26, strike "FACILITY." and substitute "FACILITY AS DEFINED
18 BY RULE.".
- 19 Page 8, line 25, strike "ASSOCIATED LICENSE." and substitute "MEDICAL
20 MARIJUANA CENTER LICENSE OR MEDICAL MARIJUANA TRANSPORTER
21 LICENSE.".
- 22 Page 9, line 5, after the period add "FAILURE TO COMPLY WITH THIS
23 SUBSECTION (11)(d) MAY RESULT IN NONRENEWAL OF THE MEDICAL
24 MARIJUANA DELIVERY PERMIT.".
- 25 Page 9, line 15, after "ARE" insert "IN THE SAME LOCAL JURISDICTION AND
26 ARE".
- 27 Page 9, line 24, strike "OLDER;" and substitute "OLDER OR THE PARENT OR
28 LEGAL GUARDIAN OF A MEDICAL MARIJUANA PATIENT WHO IS ALSO THE
29 PATIENT'S PRIMARY CAREGIVER;".
- 30 Page 10, line 21, strike "ORDER;" and substitute "ORDER. IF THE ORDER IS
31 FROM AN ONLINE PLATFORM, PRIOR TO THE COMPLETION OF THE

1 TRANSACTION THROUGH THE ONLINE PLATFORM, THE ONLINE PLATFORM
2 MUST MAKE THE PATIENT AWARE OF THE IDENTITY OF THE LICENSED
3 MEDICAL MARIJUANA CENTER THAT WILL FULFILL THE ORDER FOR THE
4 CUSTOMER."

5 Page 11, line 1, strike "PATIENT;" and substitute "PATIENT OR
6 RESIDENCE;"

7 Page 12, strike lines 8 through 12 and substitute:

8 "(IV) UNLESS OTHERWISE PROVIDED BY THE STATE LICENSING
9 AUTHORITY BY RULES PROMULGATED PURSUANT TO THIS ARTICLE 11, ALL
10 REQUIREMENTS APPLICABLE TO OTHER LICENSES ISSUED PURSUANT TO
11 THIS ARTICLE 11 APPLY TO THE DELIVERY OF MEDICAL MARIJUANA AND
12 MEDICAL MARIJUANA-INFUSED PRODUCTS, INCLUDING BUT NOT LIMITED
13 TO INVENTORY TRACKING, TRANSPORTATION, AND PACKAGING AND
14 LABELING REQUIREMENTS."

15 Page 12, line 19, strike "IN THE PROCESS OF RENEWING" and substitute
16 "WHO HAS MADE TIMELY AND SUFFICIENT APPLICATION FOR THE RENEWAL
17 OF".

18 Page 12, line 20, strike "PERSONNEL" and substitute "LICENSEES".

19 Page 13, line 1, strike "REPORTS" and substitute "REPORTS, INCLUDING
20 COMPLAINTS, INVESTIGATIVE ACTION, AND FINAL AGENCY ACTION
21 ORDERS,".

22 Page 14, lines 25 and 26, strike "OR A RETAIL MARIJUANA TRANSPORTER
23 LICENSE".

24 Page 15, line 2, strike "FACILITY." and substitute "FACILITY AS DEFINED
25 BY RULE."

26 Page 15, lines 25 and 26, strike "ASSOCIATED LICENSE." and substitute
27 "OR RETAIL MARIJUANA STORE LICENSE OR RETAIL MARIJUANA
28 TRANSPORTER LICENSE."

29 Page 16, line 6, after the period add "FAILURE TO COMPLY WITH THIS
30 SUBSECTION (12)(d) MAY RESULT IN NONRENEWAL OF THE RETAIL
31 MARIJUANA DELIVERY PERMIT."

32 Page 16, line 16, after "ARE" insert "IN THE SAME LOCAL JURISDICTION
33 AND ARE".

34 Page 17, line 19, strike "ORDER;" and substitute "ORDER. IF THE ORDER IS

1 FROM AN ONLINE PLATFORM, PRIOR TO THE COMPLETION OF THE
2 TRANSACTION THROUGH THE ONLINE PLATFORM, THE ONLINE PLATFORM
3 MUST MAKE THE CUSTOMER AWARE OF THE IDENTITY OF THE LICENSED
4 RETAIL MARIJUANA STORE THAT WILL FULFILL THE ORDER FOR THE
5 CUSTOMER."

6 Page 17, strike line 26 and substitute "INDIVIDUAL OR RESIDENCE;"

7 Page 18, strike lines 21 through 27 and substitute:

8 "(III) UNLESS OTHERWISE PROVIDED BY THE STATE LICENSING
9 AUTHORITY BY RULES PROMULGATED PURSUANT TO THIS ARTICLE 12, ALL
10 REQUIREMENTS APPLICABLE TO OTHER LICENSES ISSUED PURSUANT TO
11 THIS ARTICLE 12 APPLY TO THE DELIVERY OF RETAIL MARIJUANA AND
12 RETAIL MARIJUANA PRODUCTS, INCLUDING BUT NOT LIMITED TO
13 INVENTORY TRACKING, TRANSPORTATION, AND PACKAGING AND LABELING
14 REQUIREMENTS."

15 Page 19, line 7, strike "IN THE PROCESS OF RENEWING" and substitute
16 "WHO HAS MADE TIMELY AND SUFFICIENT APPLICATION FOR THE RENEWAL
17 OF".

18 Page 19, line 8, strike "PERSONNEL" and substitute "LICENSEES".

19 Page 19, line 16, strike "REPORTS" and substitute "REPORTS, INCLUDING
20 COMPLAINTS, INVESTIGATIVE ACTION, AND FINAL AGENCY ACTION
21 ORDERS,".

22 Page 20, line 15, strike "(I)".

23 Page 20, strike lines 18 through 27.

24 Page 21, strike lines 1 through 6.

25 Page 21, line 14, after the period insert "THERE IS AUTHORIZED A MEDICAL
26 MARIJUANA DELIVERY PERMIT TO A MEDICAL MARIJUANA TRANSPORTER
27 LICENSE AUTHORIZING THE HOLDER TO DELIVER MEDICAL MARIJUANA AND
28 MEDICAL MARIJUANA-INFUSED PRODUCTS TO A PATIENT TWENTY-ONE
29 YEARS OF AGE OR OLDER FROM A LICENSED MEDICAL MARIJUANA CENTER
30 OR ITS STATE LICENSING AUTHORITY-AUTHORIZED STORAGE FACILITY."

31 Page 21, line 25, after the period insert "THERE IS AUTHORIZED A RETAIL
32 MARIJUANA DELIVERY PERMIT TO A RETAIL MARIJUANA TRANSPORTER
33 LICENSE AUTHORIZING THE HOLDER TO DELIVER RETAIL MARIJUANA AND
34 RETAIL MARIJUANA PRODUCTS TO A PERSON TWENTY-ONE YEARS OF AGE
35 OR OLDER FROM A LICENSED RETAIL MARIJUANA STORE OR ITS STATE

1 LICENSING AUTHORITY-AUTHORIZED STORAGE FACILITY."

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