

HB1234\_L.007

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Business Affairs & Labor.

HB19-1234 be amended as follows:

- 1 Amend printed bill, page 2, line 3, strike "(2)(a)(XXI)".
- 2 Page 2, strike lines 8 through 13.
- 3 Page 3, lines 6 and 7, strike "AND MEDICAL MARIJUANA TRANSPORTER  
4 LICENSEES".
- 5 Page 3, strike line 10 and substitute "MARIJUANA CENTERS".
- 6 Page 7, lines 21 and 22, strike "OR A MEDICAL MARIJUANA TRANSPORTER  
7 LICENSE".
- 8 Page 7, line 27, strike "OR CONTRACT WITH A" and substitute "TO MAKE  
9 DELIVERIES".
- 10 Page 8, strike lines 1 and 2.
- 11 Page 8, line 3, strike "TRANSPORTER" and substitute "CENTER".
- 12 Page 8, strike lines 11 and 12 and substitute "MARIJUANA CENTER  
13 LICENSE".
- 14 Page 8, lines 16 and 17, strike "OR MEDICAL MARIJUANA TRANSPORTER  
15 LICENSE".
- 16 Page 8, lines 22 and 23, strike "CENTER OR MEDICAL MARIJUANA  
17 TRANSPORTER LICENSEE." and substitute "CENTER".
- 18 Page 10, strike line 4 and substitute "MARIJUANA CENTER".
- 19 Page 10, line 13, strike "OR MEDICAL MARIJUANA TRANSPORTER  
20 LICENSEE".
- 21 Page 11, line 5, strike "(2)(a)(XXX); AND" and substitute "(2)(a)(XXX)".
- 22 Page 11, strike lines 6 through 9.
- 23 Page 11, line 19, strike "OR MEDICAL MARIJUANA TRANSPORTER  
24 LICENSEE".
- 25 Page 11, line 24, strike "OR MEDICAL MARIJUANA TRANSPORTER

1 LICENSEE".

2 Page 12, lines 17 and 18, strike "OR MEDICAL MARIJUANA TRANSPORTER  
3 LICENSEE".

4 Page 22, strike lines 13 through 22 and substitute:

5 "SECTION 10. In Colorado Revised Statutes, 44-11-202, amend  
6 (2)(a)(XXI), (2)(a)(XXVIII), and (2)(a)(XXIX); and **repeal and reenact,**  
7 **with amendments,** (2)(a)(XXX) as follows:

8 **44-11-202. Powers and duties of state licensing authority -**  
9 **rules.** (2) (a) Rules promulgated pursuant to subsection (1)(b) of this  
10 section may include, but need not be limited to, the following subjects:

11 (XXI) Medical marijuana transporter licensed businesses,  
12 including requirements for drivers, including obtaining and maintaining  
13 a valid Colorado driver's license; insurance requirements; acceptable time  
14 frames for transport, storage, and delivery; requirements for transport  
15 vehicles; REQUIREMENTS FOR DELIVERIES TO PRIVATE RESIDENCES; and  
16 requirements for licensed premises;

17 (XXVIII) Requirements for a centralized distribution permit for  
18 optional premises cultivation facilities issued pursuant to section  
19 44-11-403 (5), including but not limited to permit application  
20 requirements and privileges and restrictions of a centralized distribution  
21 permit; ~~and~~

22 (XXIX) Requirements for issuance of colocation permits to a  
23 marijuana research and development licensee or a marijuana research and  
24 development cultivation licensee authorizing colocation with a medical  
25 marijuana-infused products manufacturing licensed premises, including  
26 application requirements, eligibility, restrictions to prevent  
27 cross-contamination and to ensure physical separation of inventory and  
28 research activities, and other privileges and restrictions of permits; AND

29 (XXX) MEDICAL MARIJUANA DELIVERY AS DESCRIBED IN SECTION  
30 44-11-402 (11), INCLUDING:

31 (A) QUALIFICATIONS AND ELIGIBILITY REQUIREMENTS FOR  
32 LICENSED MEDICAL MARIJUANA CENTERS AND MEDICAL MARIJUANA  
33 TRANSPORTER LICENSEES APPLYING FOR A MEDICAL MARIJUANA DELIVERY  
34 PERMIT;

35 (B) TRAINING REQUIREMENTS FOR PERSONNEL OF MEDICAL  
36 MARIJUANA CENTERS AND MEDICAL MARIJUANA TRANSPORTER LICENSEES  
37 THAT HOLD A MEDICAL MARIJUANA DELIVERY PERMIT WHO WILL DELIVER  
38 MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS  
39 PURSUANT TO THIS ARTICLE 11, INCLUDING REQUIREMENTS THAT THOSE  
40 PERSONNEL PARTICIPATE IN TRAINING AND OBTAIN A RESPONSIBLE  
41 VENDOR DESIGNATION PURSUANT TO SECTION 44-11-1102;

1 (C) PROCEDURES FOR PROOF OF MEDICAL MARIJUANA REGISTRY  
2 AND AGE IDENTIFICATION AND VERIFICATION;

3 (D) SECURITY REQUIREMENTS FOR DELIVERY VEHICLES;

4 (E) RECORD-KEEPING REQUIREMENTS;

5 (F) LIMITS ON THE AMOUNT OF MEDICAL MARIJUANA AND MEDICAL  
6 MARIJUANA-INFUSED PRODUCTS THAT MAY BE CARRIED IN A DELIVERY  
7 VEHICLE;

8 (G) INVENTORY TRACKING SYSTEM REQUIREMENTS;

9 (H) HEALTH AND SAFETY REQUIREMENTS FOR DELIVERY OF  
10 MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS  
11 DELIVERED TO AN INDIVIDUAL;

12 (I) CONFIDENTIALITY REQUIREMENTS FOR PERSONS DELIVERING  
13 MEDICAL MARIJUANA PURSUANT TO THIS ARTICLE 11 TO ENSURE THAT  
14 PERSONAL IDENTIFYING INFORMATION AND HEALTH CARE INFORMATION  
15 ARE NOT DISCLOSED TO ANYONE OTHER THAN THOSE PERSONS WHO NEED  
16 THAT INFORMATION IN ORDER TO TAKE, PROCESS, OR DELIVER THE ORDER;  
17 AND

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

24 **SECTION 11.** In Colorado Revised Statutes, 44-11-402, **repeal**  
25 **and reenact, with amendments,** (11) as follows:

26 **44-11-402. Medical marijuana center license - medical**  
27 **marijuana delivery permit - report - rules - repeal.** (11) (a) (I) THERE  
28 IS AUTHORIZED A MEDICAL MARIJUANA DELIVERY PERMIT TO A MEDICAL  
29 MARIJUANA CENTER LICENSE OR A MEDICAL MARIJUANA TRANSPORTER  
30 LICENSE AUTHORIZING THE HOLDER TO DELIVER MEDICAL MARIJUANA AND  
31 MEDICAL MARIJUANA-INFUSED PRODUCTS TO A REGISTERED MEDICAL  
32 MARIJUANA CARD HOLDER TWENTY-ONE YEARS OF AGE OR OLDER FROM  
33 THE LICENSED MEDICAL MARIJUANA CENTER OR ITS STATE LICENSING  
34 AUTHORITY-AUTHORIZED STORAGE FACILITY. A LICENSED MEDICAL  
35 MARIJUANA CENTER MUST USE AN EMPLOYEE OR CONTRACT WITH A  
36 MEDICAL MARIJUANA TRANSPORTER LICENSEE WITH A MEDICAL  
37 MARIJUANA DELIVERY PERMIT TO MAKE THE DELIVERIES.

38 (II) A MEDICAL MARIJUANA CENTER OR MEDICAL MARIJUANA  
39 TRANSPORTER LICENSEE SHALL NOT MAKE DELIVERIES OF MEDICAL  
40 MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS TO REGISTERED  
41 MEDICAL MARIJUANA CARD HOLDERS WHILE ALSO TRANSPORTING  
42 MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS  
43 BETWEEN LICENSED PREMISES IN THE SAME VEHICLE.

1 (b) A MEDICAL MARIJUANA DELIVERY PERMIT IS VALID FOR ONE  
2 YEAR AND MAY BE RENEWED ANNUALLY UPON RENEWAL OF THE MEDICAL  
3 MARIJUANA CENTER LICENSE OR MEDICAL MARIJUANA TRANSPORTER  
4 LICENSE.

5 (c) THE STATE LICENSING AUTHORITY MAY ISSUE A MEDICAL  
6 MARIJUANA DELIVERY PERMIT TO A QUALIFIED APPLICANT, AS  
7 DETERMINED BY THE STATE LICENSING AUTHORITY, THAT HOLDS A  
8 MEDICAL MARIJUANA CENTER LICENSE OR MEDICAL MARIJUANA  
9 TRANSPORTER LICENSE ISSUED PURSUANT TO THIS ARTICLE 11. THE STATE  
10 LICENSING AUTHORITY HAS DISCRETION IN DETERMINING WHETHER AN  
11 APPLICANT IS QUALIFIED TO RECEIVE A MEDICAL MARIJUANA DELIVERY  
12 PERMIT. A MEDICAL MARIJUANA DELIVERY PERMIT ISSUED BY THE STATE  
13 LICENSING AUTHORITY IS DEEMED A REVOCABLE PRIVILEGE OF A LICENSED  
14 MEDICAL MARIJUANA CENTER OR MEDICAL MARIJUANA TRANSPORTER  
15 LICENSEE. A VIOLATION RELATED TO A MEDICAL MARIJUANA DELIVERY  
16 PERMIT IS GROUNDS FOR A FINE OR SUSPENSION OR REVOCATION OF THE  
17 DELIVERY PERMIT OR ASSOCIATED LICENSE.

18 (d) THE LICENSED MEDICAL MARIJUANA CENTER SHALL CHARGE A  
19 ONE-DOLLAR SURCHARGE ON EACH DELIVERY. THE LICENSED MEDICAL  
20 MARIJUANA CENTER SHALL REMIT THE SURCHARGES COLLECTED ON A  
21 MONTHLY BASIS TO THE MUNICIPALITY WHERE THE LICENSED MEDICAL  
22 MARIJUANA CENTER IS LOCATED, OR TO THE COUNTY IF THE LICENSED  
23 MEDICAL MARIJUANA CENTER IS IN AN UNINCORPORATED AREA, FOR  
24 LOCAL LAW ENFORCEMENT COSTS RELATED TO MARIJUANA ENFORCEMENT.

25 (e) (I) EACH MEDICAL MARIJUANA DELIVERY PERMIT ISSUED TO A  
26 LICENSED MEDICAL MARIJUANA CENTER PURSUANT TO THIS SECTION  
27 APPLIES TO ONLY ONE LICENSED MEDICAL MARIJUANA CENTER.

28 (II) IF A PERSON OR ENTITY THAT APPLIES FOR A MEDICAL  
29 MARIJUANA DELIVERY PERMIT HOLDS MORE THAN ONE MEDICAL  
30 MARIJUANA CENTER LICENSE, A SEPARATE MEDICAL MARIJUANA DELIVERY  
31 PERMIT IS REQUIRED FOR EACH LICENSED MEDICAL MARIJUANA CENTER  
32 FROM WHICH THE PERSON OR ENTITY WISHES TO CONDUCT THE DELIVERY  
33 OF MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS;  
34 EXCEPT THAT, IF THE LICENSED MEDICAL MARIJUANA CENTERS ARE  
35 IDENTICALLY OWNED, AS DEFINED BY THE STATE LICENSING AUTHORITY  
36 FOR PURPOSES OF THIS SECTION, THEN ONLY ONE MEDICAL MARIJUANA  
37 DELIVERY PERMIT IS REQUIRED.

38 (f) (I) A LICENSED MEDICAL MARIJUANA CENTER WITH A MEDICAL  
39 MARIJUANA DELIVERY PERMIT MAY DELIVER MEDICAL MARIJUANA AND  
40 MEDICAL MARIJUANA-INFUSED PRODUCTS ONLY TO THE MEDICAL  
41 MARIJUANA PATIENT WHO PLACED THE ORDER AND WHO:

42 (A) IS A CURRENT REGISTRANT OF THE MEDICAL MARIJUANA  
43 PATIENT REGISTRY AND IS TWENTY-ONE YEARS OF AGE OR OLDER;

1 (B) RECEIVES THE DELIVERY OF MEDICAL MARIJUANA OR MEDICAL  
2 MARIJUANA-INFUSED PRODUCTS PURSUANT TO RULES; AND  
3 (C) POSSESSES AN ACCEPTABLE FORM OF IDENTIFICATION.  
4 (II) ANY PERSON DELIVERING MEDICAL MARIJUANA OR MEDICAL  
5 MARIJUANA-INFUSED PRODUCTS MUST POSSESS A VALID OCCUPATIONAL  
6 LICENSE AND BE A CURRENT EMPLOYEE OF THE LICENSED MEDICAL  
7 MARIJUANA CENTER OR MEDICAL MARIJUANA TRANSPORTER LICENSEE  
8 WITH A VALID MEDICAL MARIJUANA DELIVERY PERMIT; MUST HAVE  
9 UNDERGONE TRAINING REGARDING PROOF OF AGE IDENTIFICATION AND  
10 VERIFICATION, INCLUDING ALL FORMS OF IDENTIFICATION THAT ARE  
11 DEEMED ACCEPTABLE BY THE STATE LICENSING AUTHORITY; AND MUST  
12 HAVE ANY OTHER TRAINING REQUIRED BY THE STATE LICENSING  
13 AUTHORITY.  
14 (g) (I) IN ACCORDANCE WITH THIS SUBSECTION (11) AND RULES  
15 ADOPTED TO IMPLEMENT THIS SUBSECTION (11), A LICENSED MEDICAL  
16 MARIJUANA CENTER OR MEDICAL MARIJUANA TRANSPORTER LICENSEE  
17 WITH A VALID MEDICAL MARIJUANA DELIVERY PERMIT MAY:  
18 (A) RECEIVE AN ORDER BY ELECTRONIC OR OTHER MEANS BY THE  
19 REGISTERED MEDICAL MARIJUANA PATIENT FOR THE PURCHASE AND  
20 DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED  
21 PRODUCTS NOT IN EXCESS OF THE AMOUNTS ESTABLISHED BY THE STATE  
22 LICENSING AUTHORITY FOR SALE AT LICENSED MEDICAL MARIJUANA  
23 CENTERS OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED  
24 PRODUCTS, PER ORDER;  
25 (B) DELIVER MEDICAL MARIJUANA AND MEDICAL  
26 MARIJUANA-INFUSED PRODUCTS NOT IN EXCESS OF THE AMOUNTS  
27 ESTABLISHED BY THE STATE LICENSING AUTHORITY FOR MEDICAL  
28 MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS;  
29 (C) DELIVER ONLY TO A PATIENT REGISTERED IN THE MEDICAL  
30 MARIJUANA PATIENT REGISTRY;  
31 (D) DELIVER NO MORE THAN ONCE PER DAY TO THE SAME PATIENT;  
32 (E) DELIVER MEDICAL MARIJUANA OR MEDICAL  
33 MARIJUANA-INFUSED PRODUCTS ONLY BY A MOTOR VEHICLE THAT  
34 COMPLIES WITH THIS SECTION AND THE RULES PROMULGATED PURSUANT  
35 TO THIS SECTION AND SECTION 44-11-202 (2)(a)(XXX); AND  
36 (F) CONTRACT WITH A MEDICAL MARIJUANA TRANSPORTER  
37 LICENSEE THAT HAS A VALID MEDICAL MARIJUANA DELIVERY PERMIT TO  
38 DELIVER MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED  
39 PRODUCTS PURSUANT TO THIS SECTION.  
40 (II) THE STATE LICENSING AUTHORITY SHALL PROMULGATE RULES  
41 REGARDING THE PERMITTED HOURS OF DELIVERY OF MEDICAL MARIJUANA  
42 AND MEDICAL MARIJUANA-INFUSED PRODUCTS.  
43 (h) (I) A PATIENT PLACING AN ORDER FOR THE PURCHASE AND

1 DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED  
2 PRODUCTS IN ACCORDANCE WITH THIS SECTION MUST BE A CURRENT  
3 REGISTRANT OF THE MEDICAL MARIJUANA PATIENT REGISTRY WITH VALID  
4 IDENTIFICATION AS DEFINED BY THE STATE LICENSING AUTHORITY. THE  
5 REGISTERED PATIENT MUST ALLOW THE LICENSED MEDICAL MARIJUANA  
6 CENTER OR MEDICAL MARIJUANA TRANSPORTER LICENSEE DELIVERY  
7 PERSON TO INSPECT HIS OR HER MEDICAL MARIJUANA REGISTRY CARD AND  
8 VALID IDENTIFICATION FOR PROOF OF AGE.

9 (II) PRIOR TO TRANSFERRING POSSESSION OF THE MEDICAL  
10 MARIJUANA ORDER TO A PATIENT, THE LICENSED MEDICAL MARIJUANA  
11 CENTER OR MEDICAL MARIJUANA TRANSPORTER LICENSEE DELIVERY  
12 PERSON SHALL CONFIRM THE PATIENT'S IDENTIFICATION, THE PATIENT'S  
13 POSSESSION OF THE MEDICAL MARIJUANA REGISTRY CARD THAT MATCHES  
14 THE MEDICAL MARIJUANA REGISTRY NUMBER, AND THE ADDRESS  
15 PROVIDED WITH THE ORDER AT THE POINT OF DELIVERY.

16 (III) THE STATE LICENSING AUTHORITY SHALL PROMULGATE RULES  
17 REGARDING REQUIREMENTS FOR AREAS WHERE MEDICAL MARIJUANA  
18 ORDERS ARE STORED, WEIGHED, PACKAGED, PREPARED, AND TAGGED. THE  
19 RULES MUST REQUIRE THAT DELIVERY ORDERS ARE PACKAGED ON THE  
20 LICENSED PREMISES OF A MEDICAL MARIJUANA CENTER AFTER AN ORDER  
21 HAS BEEN RECEIVED.

22 (IV) INVENTORY TRACKING, TRANSPORTATION, AND PACKAGING  
23 AND LABELING REQUIREMENTS REQUIRED BY THIS ARTICLE 11 OR RULES  
24 PROMULGATED BY THE STATE LICENSING AUTHORITY APPLY TO THE  
25 DELIVERY OF MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED  
26 PRODUCTS TO REGISTERED PATIENTS.

27 (i) THE ADVERTISING REGULATIONS AND PROHIBITIONS ADOPTED  
28 PURSUANT TO SECTION 44-11-202 (3)(a)(II) APPLY TO MEDICAL  
29 MARIJUANA DELIVERY OPERATIONS PURSUANT TO THIS SUBSECTION (11).

30 (j) IT IS NOT A VIOLATION OF ANY PROVISION OF STATE, CIVIL, OR  
31 CRIMINAL LAW FOR A LICENSED MEDICAL MARIJUANA CENTER OR MEDICAL  
32 MARIJUANA TRANSPORTER LICENSEE WITH A VALID MEDICAL MARIJUANA  
33 DELIVERY PERMIT, OR SUCH PERSON IN THE PROCESS OF RENEWING THE  
34 PERMIT, OR ITS PERSONNEL WHO ARE TRAINED OR PROVIDING TRAINING IN  
35 ACCORDANCE WITH RULES ADOPTED PURSUANT TO THIS SECTION TO  
36 POSSESS, TRANSPORT, AND DELIVER MEDICAL MARIJUANA AND MEDICAL  
37 MARIJUANA-INFUSED PRODUCTS PURSUANT TO A MEDICAL MARIJUANA  
38 DELIVERY PERMIT IN AMOUNTS THAT DO NOT EXCEED AMOUNTS  
39 ESTABLISHED BY THE STATE LICENSING AUTHORITY UNLESS THE  
40 POSSESSION, TRANSPORT, OR DELIVERY WAS KNOWINGLY ILLEGAL.

41 (k) A LOCAL LAW ENFORCEMENT AGENCY MAY REQUEST STATE  
42 LICENSING AUTHORITY REPORTS RELATED TO CRIMINAL ACTIVITY  
43 MATERIALLY RELATED TO MEDICAL MARIJUANA DELIVERY IN THE LAW

1 ENFORCEMENT AGENCY'S JURISDICTION, AND THE STATE LICENSING  
2 AUTHORITY SHALL PROMPTLY PROVIDE ANY REPORTS IN ITS POSSESSION  
3 FOR THE LAW ENFORCEMENT AGENCY'S JURISDICTION.

4 (l) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION,  
5 DELIVERY OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED  
6 PRODUCTS IS NOT PERMITTED IN ANY MUNICIPALITY, COUNTY, OR CITY  
7 AND COUNTY THAT HAS PROHIBITED THE OPERATION OF LICENSED  
8 MEDICAL MARIJUANA CENTERS, OPTIONAL PREMISES CULTIVATION  
9 OPERATIONS, AND MEDICAL MARIJUANA-INFUSED PRODUCTS  
10 MANUFACTURERS' LICENSES IN ACCORDANCE WITH THE AUTHORITY  
11 GRANTED IN THIS ARTICLE 11 UNLESS THE MUNICIPALITY, COUNTY, OR  
12 CITY AND COUNTY, BY EITHER A MAJORITY OF THE REGISTERED ELECTORS  
13 OF THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY VOTING AT A  
14 REGULAR ELECTION OR SPECIAL ELECTION CALLED IN ACCORDANCE WITH  
15 THE "COLORADO MUNICIPAL ELECTION CODE OF 1965", ARTICLE 10 OF  
16 TITLE 31, OR THE "UNIFORM ELECTION CODE OF 1992", ARTICLES 1 TO 13  
17 OF TITLE 1, AS APPLICABLE, OR A MAJORITY OF THE MEMBERS OF THE  
18 GOVERNING BOARD FOR THE MUNICIPALITY, COUNTY, OR CITY AND  
19 COUNTY, VOTE TO ALLOW THE DELIVERY OF MEDICAL MARIJUANA OR  
20 MEDICAL MARIJUANA-INFUSED PRODUCTS PURSUANT TO THIS SECTION. A  
21 MUNICIPALITY, COUNTY, OR CITY AND COUNTY THAT PERMITS DELIVERY  
22 OF MEDICAL MARIJUANA AND MEDICAL MARIJUANA-INFUSED PRODUCTS  
23 SHALL NOT PROHIBIT A MEDICAL MARIJUANA CENTER THAT IS LOCATED  
24 WITHIN ANOTHER JURISDICTION FROM DELIVERING WITHIN ITS  
25 JURISDICTION.

26 (m) (I) THE STATE LICENSING AUTHORITY SHALL BEGIN ISSUING  
27 MEDICAL MARIJUANA DELIVERY PERMITS TO QUALIFIED APPLICANTS ON  
28 JANUARY 2, 2020.

29 (II) NO LATER THAN JANUARY 2, 2021, THE STATE LICENSING  
30 AUTHORITY SHALL SUBMIT A REPORT TO THE FINANCE COMMITTEES OF THE  
31 HOUSE OF REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR  
32 COMMITTEES, REGARDING THE NUMBER OF MEDICAL MARIJUANA  
33 DELIVERY APPLICATIONS SUBMITTED, THE NUMBER OF MEDICAL  
34 MARIJUANA DELIVERY PERMITS ISSUED, ANY FINDINGS BY THE STATE  
35 LICENSING AUTHORITY OF CRIMINAL ACTIVITY MATERIALLY RELATED TO  
36 MEDICAL MARIJUANA DELIVERY, AND ANY INCIDENT REPORTS THAT  
37 INCLUDE FELONY CHARGES MATERIALLY RELATED TO MEDICAL  
38 MARIJUANA DELIVERY, WHICH WERE FILED AND REPORTED TO THE STATE  
39 LICENSING AUTHORITY BY THE LAW ENFORCEMENT AGENCY, DISTRICT  
40 ATTORNEY, OR OTHER AGENCY RESPONSIBLE FOR FILING THE FELONY  
41 CHARGES. THE STATE LICENSING AUTHORITY MAY CONSULT WITH THE  
42 DIVISION OF CRIMINAL JUSTICE IN THE DEPARTMENT OF PUBLIC SAFETY IN  
43 THE COLLECTION AND ANALYSIS OF ADDITIONAL CRIME DATA MATERIALLY

1 RELATED TO MEDICAL MARIJUANA DELIVERY.

2         **SECTION 12.** In Colorado Revised Statutes, 44-11-406, **amend**  
3 (1)(a) as follows:

4         **44-11-406. Medical marijuana transporter license.** (1) (a) A  
5 medical marijuana transporter license may be issued to a person to  
6 provide logistics, distribution, DELIVERY TO A PRIVATE RESIDENCE ON  
7 BEHALF OF A MEDICAL MARIJUANA CENTER PURSUANT TO SECTION  
8 44-11-402 (11), and storage of medical marijuana and medical  
9 marijuana-infused products. Notwithstanding any other provisions of law,  
10 a medical marijuana transporter license is valid for two years but cannot  
11 be transferred with a change of ownership. A licensed medical marijuana  
12 transporter is responsible for the medical marijuana and medical  
13 marijuana-infused products once it takes control of the product.

14         **SECTION 13. Act subject to petition - effective date.** This act  
15 takes effect at 12:01 on the day following the expiration of the ninety-day  
16 period after the final adjournment of the general assembly (August 2,  
17 2019, if adjournment sine die is on May 3, 2019); except that sections 10,  
18 11, and 12 take effect on January 1, 2021; except that, if a referendum  
19 petition is filed pursuant to section 1 (3) of article V of the state  
20 constitution against this act or an item, section, or part of this act within  
21 the ninety-day period after final adjournment of the general assembly,  
22 then the act, item, section, or part will not take effect unless approved by  
23 the people at the general election to be held in November 2020 and, in  
24 such case, will take effect on the date of the official declaration of the  
25 vote thereon by the governor, except that sections 10, 11, and 12 take  
26 effect on January 1, 2021."

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