

**First Regular Session
Seventy-first General Assembly
STATE OF COLORADO**

INTRODUCED

LLS NO. 17-0907.01 Michael Dohr x4347

SENATE BILL 17-187

SENATE SPONSORSHIP

Crowder,

HOUSE SPONSORSHIP

Ginal,

Senate Committees

Business, Labor, & Technology

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE AUTHORITY FOR AN EXEMPTION TO THE RESIDENCY**
102 **REQUIREMENT FOR EDUCATION-RELATED MARIJUANA**
103 **OCCUPATIONAL LICENSES.**

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>.)

Under current law, when an employee or manager of a retail business applies for an occupational license, the person must be a Colorado resident on the date of his or her application. The bill gives the state licensing authority the ability to create an exemption to the residency requirement for a person applying for an occupational license for

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

participation in a marijuana-based workforce development or education program.

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

2 **SECTION 1.** In Colorado Revised Statutes, 12-43.3-401, **amend**
3 (1) introductory portion and (1)(d) as follows:

4 **12-43.3-401. Classes of licenses.** (1) For the purpose of
5 regulating the cultivation, manufacture, distribution, and sale of medical
6 marijuana, the state licensing authority in its discretion, upon application
7 in the prescribed form made to it, may issue and grant to the applicant a
8 license from any of the following classes, subject to the provisions and
9 restrictions provided by this ~~article~~ ARTICLE 43.3:

10 (d) Occupational licenses and registrations for owners, managers,
11 operators, employees, contractors, and other support staff employed by,
12 working in, or having access to restricted areas of the licensed premises,
13 as determined by the state licensing authority. THE STATE LICENSING
14 AUTHORITY MAY EXEMPT FOR UP TO ONE YEAR BASED ON THE LENGTH OF
15 THE PROGRAM THE RESIDENCY REQUIREMENT IN SECTION 12-43.3-310 (6)
16 FOR A PERSON APPLYING FOR AN OCCUPATIONAL LICENSE FOR
17 PARTICIPATION IN A MARIJUANA-BASED WORKFORCE DEVELOPMENT OR
18 EDUCATION PROGRAM. The state licensing authority may take any action
19 with respect to a registration pursuant to this ~~article~~ ARTICLE 43.3 as it
20 may with respect to a license pursuant to this ~~article~~ ARTICLE 43.3, in
21 accordance with the procedures established pursuant to this ~~article~~
22 ARTICLE 43.3.

23 **SECTION 2.** In Colorado Revised Statutes, 12-43.4-401, **amend**
24 (1) introductory portion and (1)(e) as follows:

25 **12-43.4-401. Classes of licenses.** (1) For the purpose of

1 regulating the cultivation, manufacture, distribution, sale, and testing of
2 retail marijuana and retail marijuana products, the state licensing
3 authority in its discretion, upon receipt of an application in the prescribed
4 form, may issue and grant to the applicant a license from any of the
5 following classes, subject to the provisions and restrictions provided by
6 this ~~article~~ ARTICLE 43.4:

7 (e) Occupational licenses and registrations for owners, managers,
8 operators, employees, contractors, and other support staff employed by,
9 working in, or having access to restricted areas of the licensed premises,
10 as determined by the state licensing authority. THE STATE LICENSING
11 AUTHORITY MAY EXEMPT FOR UP TO ONE YEAR BASED ON THE LENGTH OF
12 THE PROGRAM THE RESIDENCY REQUIREMENT IN SECTION 12-43.4-309 (5)
13 FOR A PERSON APPLYING FOR AN OCCUPATIONAL LICENSE FOR
14 PARTICIPATION IN A MARIJUANA-BASED WORKFORCE DEVELOPMENT OR
15 EDUCATION PROGRAM. The state licensing authority may take any action
16 with respect to a registration pursuant to this ~~article~~ ARTICLE 43.4 as it
17 may with respect to a license pursuant to this ~~article~~ ARTICLE 43.4, in
18 accordance with the procedures established pursuant to this ~~article~~
19 ARTICLE 43.4.

20 **SECTION 3. Act subject to petition - effective date.** This act
21 takes effect at 12:01 a.m. on the day following the expiration of the
22 ninety-day period after final adjournment of the general assembly (August
23 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a
24 referendum petition is filed pursuant to section 1 (3) of article V of the
25 state constitution against this act or an item, section, or part of this act
26 within such period, then the act, item, section, or part will not take effect
27 unless approved by the people at the general election to be held in

- 1 November 2018 and, in such case, will take effect on the date of the
- 2 official declaration of the vote thereon by the governor.