

CHAPTER 115

CRIMINAL LAW AND PROCEDURE

SENATE BILL 17-178

BY SENATOR(S) Marble, Fenberg, Fields, Guzman, Kagan, Lundberg, Merrifield, Moreno, Neville T., Smallwood;
also REPRESENTATIVE(S) Melton, Becker K., Herod, Hooton, Lontine, Salazar, Duran.

AN ACT

CONCERNING PROHIBITING A COURT FROM REQUIRING A MEDICAL-MARIJUANA PATIENT TO ABSTAIN FROM THE USE OF MARIJUANA AS A CONDITION OF BOND.

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

SECTION 1. In Colorado Revised Statutes, 16-4-105, **add** (6)(c) as follows:

16-4-105. Conditions of release on bond. (6) (c) NOTWITHSTANDING SUBSECTION (6)(a) OR ANY OTHER PROVISION OF THIS SECTION, IF A PERSON POSSESSES A VALID REGISTRY IDENTIFICATION CARD, AS DEFINED IN SECTION 25-1.5-106 (2)(e), THAT ESTABLISHES THAT HE OR SHE IS A PATIENT WHO USES MEDICAL MARIJUANA, THE COURT SHALL NOT REQUIRE AS A CONDITION OF ANY BOND THAT THE PERSON ABSTAIN FROM THE USE OF MEDICAL MARIJUANA.

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: April 6, 2017

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.