

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

**REENGROSSED**

*This Version Includes All Amendments  
Adopted in the House of Introduction*

LLS NO. 23-0029.01 Jacob Baus x2173

**HOUSE BILL 23-1020**

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**HOUSE SPONSORSHIP**

**Ricks and English,** Bacon, Epps, Garcia, Gonzales-Gutierrez, Herod, Mabrey, Snyder, Velasco

**SENATE SPONSORSHIP**

**Fields,**

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**House Committees**

Business Affairs & Labor  
Finance  
Appropriations

**Senate Committees**

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**A BILL FOR AN ACT**

101      **CONCERNING SOCIAL EQUITY LICENSES IN THE REGULATED**  
102                    **MARIJUANA BUSINESS, AND, IN CONNECTION THEREWITH,**  
103                    **MAKING AN APPROPRIATION.**

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**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>.)*

The bill creates an accelerator hospitality business license, accelerator transporter license, and accelerator retail deliverer permittee for social equity licensees qualified to participate in the accelerator program.

The bill requires the department of revenue to provide an annual

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters or bold & italic numbers indicate new material to be added to existing law.  
Dashes through the words or numbers indicate deletions from existing law.*

HOUSE  
3rd Reading Unamended  
May 3, 2023

HOUSE  
Amended 2nd Reading  
May 2, 2023

report to the finance committees of the house of representatives and the senate concerning active social equity licenses, any recommendations for new social equity licenses and permits, and any recommendations for new or innovating funding sources for the social equity licensees or permittees.

Effective January 2, 2024, the bill amends the eligibility requirements for a person to qualify as a social equity licensee. The bill clarifies that the new eligibility requirements only apply to social equity licensee applications received on or after January 2, 2024, or to the reinstatement or reactivation of social equity licenses originally issued before January 2, 2024. The new eligibility requirements do not apply to the renewal of social equity licenses applied for or issued before January 2, 2024.

The bill authorizes a social equity licensee who satisfies the eligibility requirements effective January 2, 2024, with a retail marijuana transporter licensee and a retail marijuana delivery permit or an accelerator retail deliverer permit, to exercise the privileges of a retail marijuana store license without needing to obtain a retail marijuana store license or accelerator store license.

The bill requires the department of revenue to create incentives for social equity licensees and accelerator-endorsed licensees, including reducing or waiving fees.

The bill creates, in the office of economic development, a grant committee that is responsible for reviewing grant applications, selecting grant recipients, and determining grant awards that are issued pursuant to an existing grant program for supporting entrepreneurs in the marijuana industry.

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

2 **SECTION 1.** In Colorado Revised Statutes, 44-10-103, **amend**  
3 (2), and (58); and **add** (1.3), (1.7), (4.7), and (18.5) as follows:

4 **44-10-103. Rules - definitions.** As used in this article 10, unless  
5 the context otherwise requires:

6 (1.3) "ACCELERATOR HOSPITALITY BUSINESS" MEANS A SOCIAL  
7 EQUITY LICENSEE QUALIFIED TO PARTICIPATE IN THE ACCELERATOR  
8 PROGRAM ESTABLISHED PURSUANT TO THIS ARTICLE 10 AND AUTHORIZED  
9 PURSUANT TO RULE TO EXERCISE THE PRIVILEGES OF A MARIJUANA  
10 HOSPITALITY BUSINESS ON THE PREMISES OF AN ACCELERATOR-ENDORSED

1 MARIJUANA HOSPITALITY BUSINESS LICENSEE.

2 (1.7) "ACCELERATOR INDEPENDENT DELIVERER" MEANS A SOCIAL  
3 EQUITY LICENSEE QUALIFIED TO PARTICIPATE IN THE ACCELERATOR  
4 PROGRAM ESTABLISHED PURSUANT TO THIS ARTICLE 10 AND AUTHORIZED  
5 PURSUANT TO RULE TO EXERCISE THE PRIVILEGES OF AN INDEPENDENT  
6 DELIVERER.

7 (2) "Accelerator-endorsed licensee" means a retail marijuana  
8 cultivation facility licensee, retail marijuana products manufacturer  
9 licensee, or retail marijuana store, who, MARIJUANA HOSPITALITY  
10 BUSINESS LICENSEE, RETAIL MARIJUANA TRANSPORTER LICENSEE, OR  
11 INDEPENDENT DELIVERER LICENSEE THAT has, pursuant to rule, been  
12 endorsed to host and offer technical and capital support to a social equity  
13 licensee pursuant to the requirements of the accelerator program  
14 established pursuant to this article 10.

15 (4.7) "ACCELERATOR TRANSPORTER" MEANS A SOCIAL EQUITY  
16 LICENSEE QUALIFIED TO PARTICIPATE IN THE ACCELERATOR PROGRAM  
17 ESTABLISHED PURSUANT TO THIS ARTICLE 10 AND AUTHORIZED PURSUANT  
18 TO RULE TO EXERCISE THE PRIVILEGES OF THE ACCELERATOR-ENDORSED  
19 RETAIL MARIJUANA TRANSPORTER LICENSEE.

20 (18.5) "INDEPENDENT DELIVERER" MEANS A PERSON LICENSED TO  
21 DELIVER AND SELL RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS  
22 TO CONSUMERS AT THE CONSUMER'S PRIVATE RESIDENCE PURSUANT TO  
23 THIS ARTICLE 10; RULES PROMULGATED PURSUANT TO THIS ARTICLE 10;  
24 AND THE PROVISIONS OF AN ENACTED, INITIATED, OR REFERRED  
25 ORDINANCE OR RESOLUTION OF THE LOCAL JURISDICTION IN WHICH THE  
26 LICENSEE OPERATES.

27 (58) "Retail marijuana business" means a retail marijuana store,

1 a retail marijuana cultivation facility, a retail marijuana products  
2 manufacturer, a marijuana hospitality business, a retail marijuana  
3 hospitality and sales business, a retail marijuana testing facility, a retail  
4 marijuana business operator, or a retail marijuana transporter, OR AN  
5 INDEPENDENT DELIVERER licensed pursuant to this article 10.

6 **SECTION 2.** In Colorado Revised Statutes, 44-10-104, **amend**  
7 (2)(a) as follows:

8 **44-10-104. Applicability - medical marijuana - retail**  
9 **marijuana.** (2) (a) A person applying for licensure pursuant to this  
10 article 10 must complete forms as provided by the state licensing  
11 authority and must pay the application fee and the licensing fee, which  
12 must be credited to the marijuana cash fund established pursuant to  
13 section 44-10-801. The state licensing authority shall forward, within  
14 seven days, one-half of the retail marijuana business license application  
15 fee to the local jurisdiction unless the application is for an accelerator  
16 cultivator, accelerator manufacturer, or accelerator store, ACCELERATOR  
17 HOSPITALITY BUSINESS, ACCELERATOR TRANSPORTER, OR ACCELERATOR  
18 INDEPENDENT DELIVERER license, or unless the local jurisdiction has  
19 prohibited the operation of retail marijuana businesses pursuant to section  
20 16 (5)(f) of article XVIII of the state constitution. If the license is denied,  
21 the state licensing authority shall refund the licensing fee to the applicant.

22 **SECTION 3.** In Colorado Revised Statutes, 44-10-203, **amend**  
23 (2)(aa), (2)(dd) introductory portion, and (2)(dd)(II); and **add** (1)(j.3) and  
24 (2)(kk) as follows:

25 **44-10-203. State licensing authority - rules. (1) Permissive**  
26 **rule-making.** Rules promulgated pursuant to section 44-10-202 (1)(c)  
27 may include but need not be limited to the following subjects:

1 (j.3) THE DOCUMENTATION NECESSARY TO BE PROVIDED BY A  
2 PERSON APPLYING FOR A SOCIAL EQUITY LICENSE AND REQUIREMENTS  
3 DEEMED NECESSARY BY THE STATE LICENSING AUTHORITY TO VERIFY THE  
4 DOCUMENTATION.

5 (2) **Mandatory rule-making.** Rules promulgated pursuant to  
6 section 44-10-202 (1)(c) must include but need not be limited to the  
7 following subjects:

8 (aa) The implementation of an accelerator program including but  
9 not limited to rules to establish requirements for social equity licensees  
10 operating on the same licensed premises or on separate premises  
11 possessed by an accelerator-endorsed licensee. THE STATE LICENSING  
12 AUTHORITY'S RULES MUST INCLUDE THE ABILITY FOR AN  
13 ACCELERATOR-ENDORSED LICENSEE TO HOST AND OFFER TECHNICAL AND  
14 CAPITAL SUPPORT TO MORE THAN ONE SOCIAL EQUITY LICENSEE OF THE  
15 SAME LICENSE TYPE. The state licensing authority's rules establishing an  
16 accelerator program may include requirements for severed custodianship  
17 of regulated marijuana products, protections of the intellectual property  
18 of a social equity licensee, incentives for accelerator-endorsed licensees,  
19 and additional requirements if a person applying for an accelerator  
20 endorsement has less than two years' experience operating a licensed  
21 facility pursuant to this article 10. An accelerator-endorsed licensee is not  
22 required to exercise the privileges of its license on the premises where a  
23 social equity licensee operates. THE STATE LICENSING AUTHORITY'S RULES  
24 MAY ALLOW FOR A SOCIAL EQUITY LICENSEE APPLICANT TO ATTEST THAT  
25 THE PERSON SATISFIES THE ELIGIBILITY CRITERIA PURSUANT TO SECTION  
26 44-10-308 (5). The state licensing authority's implementation of an  
27 accelerator program is extended from July 1, 2020, to January 1, 2021.

1 (dd) Requirements for medical marijuana and medical marijuana  
2 products delivery as described in section 44-10-501 (11) and section  
3 44-10-505 (5) and retail marijuana and retail marijuana products delivery  
4 as described in section 44-10-601 (13), and section 44-10-605 (5), AND  
5 SECTION 44-10-613, including:

6 (II) Training requirements for personnel of medical marijuana  
7 stores, retail marijuana stores, medical marijuana transporters, and retail  
8 marijuana transporters that hold a medical marijuana or retail marijuana  
9 delivery permit, AND INDEPENDENT DELIVERERS, who will deliver medical  
10 marijuana or medical marijuana products or retail marijuana or retail  
11 marijuana products pursuant to this article 10 and requirements that  
12 medical marijuana stores, retail marijuana stores, INDEPENDENT  
13 DELIVERERS, medical marijuana transporters, and retail marijuana  
14 transporters be considered to have a responsible vendor designation  
15 pursuant to section 44-10-1201 prior to conducting a delivery;

16 (kk) INDEPENDENT DELIVERY LICENSES, INCLUDING:

17 (I) PROCEDURES FOR A SOCIAL EQUITY LICENSEE WHO HOLDS A  
18 RETAIL TRANSPORTER LICENSE AND A RETAIL MARIJUANA DELIVERY  
19 PERMIT TO CONVERT TO AN INDEPENDENT DELIVERY LICENSE PRIOR TO  
20 MARCH 1, 2024;

21 (II) PROCEDURES FOR A SOCIAL EQUITY LICENSEE TO APPLY FOR AN  
22 INDEPENDENT DELIVERY LICENSE;

23 (III) REQUIREMENTS AND CONDITIONS UNDER WHICH AN  
24 INDEPENDENT DELIVERY LICENSEE MAY PURCHASE, STORE, AND CONDUCT  
25 SALES OF RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS;

26 (IV) REQUIREMENTS AND CONDITIONS UNDER WHICH AN  
27 INDEPENDENT DELIVERY LICENSEE MAY CONTRACT WITH ANOTHER

1 INDEPENDENT DELIVERY LICENSEE TO SHARE A LICENSED PREMISES FOR  
2 THE PURPOSES OF STORING RETAIL MARIJUANA AND RETAIL MARIJUANA  
3 PRODUCTS, INCLUDING TRACKING AND RECORD-KEEPING REQUIREMENTS  
4 FOR SEPARATE INVENTORY;

5 (V) REQUIREMENTS FOR SAFETY AND SECURITY OF THE  
6 AUTHORIZED STORAGE FACILITY;

7 (VI) PROCEDURES AND REQUIREMENTS TO ENSURE THAT THE  
8 INDEPENDENT DELIVERY LICENSEE HOLDS NOT LESS THAN FIFTY-ONE  
9 PERCENT OF THE BENEFICIAL OWNERSHIP, INCLUDING REQUIREMENTS FOR  
10 DISCLOSING CONTRACTUAL AND OPERATIONAL AGREEMENTS; AND

11 (VII) PROCEDURES AND REQUIREMENTS FOR AN APPLICANT TO  
12 PROVIDE PROOF OF AN OBTAINED LICENSED PREMISES, INCLUDING AN  
13 AUTHORIZED STORAGE FACILITY.

14 **SECTION 4.** In Colorado Revised Statutes, add 44-10-207 as  
15 follows:

16 **44-10-207. Social equity report.** (1) BY JANUARY 31, 2025, AND  
17 BY JANUARY 31 EACH YEAR THEREAFTER, THE STATE LICENSING  
18 AUTHORITY SHALL SUBMIT A REPORT CONCERNING SOCIAL EQUITY  
19 LICENSES TO THE FINANCE COMMITTEES OF THE HOUSE OF  
20 REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR COMMITTEES. AT  
21 A MINIMUM, THE REPORT MUST INCLUDE:

22 (a) THE TOTAL NUMBER OF BUSINESSES LICENSED PURSUANT TO  
23 THIS ARTICLE 10 THAT ARE MAJORITY OWNED BY A SOCIAL EQUITY  
24 APPLICANT OR LICENSEE, AND THE TOTAL NUMBER OF THOSE BUSINESSES  
25 THAT ARE OPERATIONAL;

26 (b) THE TOTAL NUMBER OF ACTIVE SOCIAL EQUITY LICENSES;

27 (c) THE TOTAL NUMBER OF ACTIVE SOCIAL EQUITY LICENSES THAT

1 ARE OPERATIONAL;

2 (d) THE TOTAL NUMBER OF SOCIAL EQUITY LICENSES THAT ARE  
3 ENDORSED BY EACH ACCELERATOR-ENDORSED LICENSE TYPE;

4 (e) THE INCENTIVES AND ANY ASSOCIATED CRITERIA DEVELOPED  
5 BY THE STATE LICENSING AUTHORITY PURSUANT TO SECTION 44-10-308  
6 (8);

7 (f) RECOMMENDATIONS FOR NEW SOCIAL EQUITY LICENSE TYPES;  
8 AND

9 (g) RECOMMENDATIONS FOR NEW OR INNOVATIVE FUNDING  
10 SOURCES FOR THE SOCIAL EQUITY PROGRAM.

11 (2) THE STATE LICENSING AUTHORITY SHALL CONVENE A NEW, OR  
12 UTILIZE AN EXISTING, WORKING GROUP OF PERSONS INTERESTED IN SOCIAL  
13 EQUITY OPPORTUNITIES AND THE ACCELERATOR PROGRAM ESTABLISHED  
14 PURSUANT TO THIS ARTICLE 10 FOR THE PURPOSE OF DEVELOPING  
15 RECOMMENDATIONS PURSUANT TO SUBSECTIONS (1)(f) AND (1)(g) OF THIS  
16 SECTION.

17 (3) NOTWITHSTANDING THE REQUIREMENT IN SECTION 24-1-136  
18 (11)(a)(I), THE REQUIREMENT TO SUBMIT THE REPORT REQUIRED IN THIS  
19 SECTION CONTINUES INDEFINITELY.

20 **SECTION 5.** In Colorado Revised Statutes, 44-10-308, **amend**  
21 (4) introductory portion and (5); and **add** (4)(e), (6), (7), (8), and (9) as  
22 follows:

23 **44-10-308. Business and owner requirements - rules -**  
24 **legislative declaration - definition.** (4) Effective January 1, 2021,  
25 THROUGH FEBRUARY 29, 2024, a person who qualifies as a social equity  
26 licensee PURSUANT TO THIS SUBSECTION (4) may apply for any regulated  
27 marijuana business license or permit, including but not limited to



1 accelerator store, accelerator cultivator, and accelerator manufacturer  
2 licenses, issued pursuant to this article 10. A PERSON WHO QUALIFIES FOR  
3 A SOCIAL EQUITY LICENSE PURSUANT TO THIS SUBSECTION (4) MAY APPLY  
4 FOR ANY REGULATED MARIJUANA BUSINESS LICENSE OR PERMIT ON OR  
5 AFTER MARCH 1, 2024, WITHOUT HAVING TO QUALIFY AS A SOCIAL EQUITY  
6 LICENSEE PURSUANT TO SUBSECTION (5) OF THIS SECTION, UNLESS THE  
7 QUALIFICATION WAS BASED UPON THE SOCIAL EQUITY LICENSEE'S INCOME.

8 A person qualifies as a social equity licensee if such person meets the  
9 following criteria, in addition to any criteria established by rule of the  
10 state licensing authority:

11 (e) THIS SUBSECTION (4) APPLIES TO SOCIAL EQUITY LICENSEE  
12 APPLICATIONS RECEIVED BEFORE MARCH 1, 2024, AND TO THE RENEWAL  
13 OF A SOCIAL EQUITY LICENSE APPLIED FOR OR ISSUED BEFORE MARCH 1,  
14 2024.

15 (5) ~~A person who meets the criteria in this section for a social~~  
16 ~~equity licensee, pursuant to rule and agency discretion, may be eligible for~~  
17 ~~incentives available through the department of revenue or office of~~  
18 ~~economic development and international trade, including but not limited~~  
19 ~~to a reduction in application or license fees. EFFECTIVE MARCH 1, 2024,~~  
20 A PERSON WHO QUALIFIES AS A SOCIAL EQUITY LICENSEE MAY APPLY FOR  
21 ANY REGULATED MARIJUANA BUSINESS LICENSE OR PERMIT, INCLUDING,  
22 BUT NOT LIMITED TO, ACCELERATOR STORE, ACCELERATOR CULTIVATOR,  
23 ACCELERATOR MANUFACTURER, ACCELERATOR HOSPITALITY BUSINESS, OR  
24 ACCELERATOR TRANSPORTER LICENSES, ISSUED PURSUANT TO THIS  
25 ARTICLE 10. A PERSON QUALIFIES AS A SOCIAL EQUITY LICENSEE IF THE  
26 PERSON MEETS THE FOLLOWING CRITERIA, IN ADDITION TO ANY CRITERIA  
27 ESTABLISHED BY RULE OF THE STATE LICENSING AUTHORITY:

1 (a) HAS NOT BEEN THE BENEFICIAL OWNER OF A LICENSE SUBJECT  
2 TO DISCIPLINARY OR LEGAL ACTION FROM THE STATE LICENSING  
3 AUTHORITY RESULTING IN THE REVOCATION OF A LICENSE ISSUED  
4 PURSUANT TO THIS ARTICLE 10; AND

5 (b) HAS DEMONSTRATED AT LEAST ONE OF THE FOLLOWING:

6 (I) THE APPLICANT HAS RESIDED:

7 (A) FOR AT LEAST ANY FIVE YEARS OF THE THIRTY-YEAR PERIOD  
8 PRIOR TO THE APPLICATION IN WHICH DATA IS AVAILABLE IN A CENSUS  
9 TRACT DESIGNATED BY THE OFFICE OF ECONOMIC DEVELOPMENT AND  
10 INTERNATIONAL TRADE AS AN OPPORTUNITY ZONE OR DESIGNATED AS A  
11 DISPROPORTIONATE IMPACTED AREA AS DEFINED BY RULE PURSUANT TO  
12 SECTION 44-10-203 (1)(j); OR

13 (B) FOR AT LEAST ANY TEN OF THE THIRTY YEARS PRIOR TO THE  
14 APPLICATION IN HOUSING WITH FUNDING PROVIDED PURSUANT TO SECTION  
15 8 OR 9 OF THE FEDERAL "UNITED STATES HOUSING ACT OF 1937", AS  
16 AMENDED, 42 U.S.C. SECS. 1437f AND 1437g; OR

17 (C) FOR AT LEAST ANY TEN OF THE THIRTY YEARS PRIOR TO THE  
18 APPLICATION IN HOUSING WITH FUNDING FROM FEDERAL LOW-INCOME  
19 HOUSING TAX CREDITS, COLORADO AFFORDABLE HOUSING TAX CREDITS,  
20 OR FUNDING PROVIDED UNDER ANY FEDERAL, STATE, OR LOCAL PROGRAM  
21 THAT RESTRICTS MAXIMUM RENTS FOR PERSONS OF LOW OR MODERATE  
22 INCOME THAT AT THE TIME OF RESIDENCE WAS SUBJECT TO A USE  
23 RESTRICTION THAT WAS MONITORED TO ENSURE COMPLIANCE BY THE  
24 FEDERAL GOVERNMENT, THE STATE GOVERNMENT, A COUNTY  
25 GOVERNMENT, OR A MUNICIPAL GOVERNMENT, OR BY ANY POLITICAL  
26 SUBDIVISION OR DESIGNATED AGENCY THEREOF; OR

27 (II) THE APPLICANT OR THE APPLICANT'S SPOUSE, PARENT, OR

1 LEGAL GUARDIAN WAS CONVICTED OF A MARIJUANA OFFENSE; OR  
2 (III) THE APPLICANT'S SIBLING, CHILD, OR MINOR IN THE  
3 APPLICANT'S GUARDIANSHIP WAS ARRESTED OR CONVICTED OF A  
4 MARIJUANA OFFENSE; AND  
5 (A) THE APPLICANT'S SIBLING, CHILD, OR MINOR IN THE  
6 APPLICANT'S GUARDIANSHIP WHO WAS ARRESTED OR CONVICTED OF A  
7 MARIJUANA OFFENSE RESIDED IN A DISPROPORTIONATE IMPACTED AREA AS  
8 DEFINED BY RULE PURSUANT TO SECTION 44-10-203 (1)(j) FOR ANY OF THE  
9 FIVE YEARS OF THE THIRTY-YEAR PERIOD PRIOR TO APPLICATION; OR  
10 (B) THE APPLICANT'S SIBLING, CHILD, OR MINOR IN THE  
11 APPLICANT'S GUARDIANSHIP WHO WAS ARRESTED OR CONVICTED OF A  
12 MARIJUANA OFFENSE HAS RECEIVED ASSISTANCE FROM AT LEAST ONE OF  
13 THE PROGRAMS LISTED IN SUBSECTIONS (5)(b)(V)(A) TO (5)(b)(V)(E) OF  
14 THIS SECTION FOR AT LEAST ANY FIVE OF THE TEN YEARS PRIOR TO  
15 APPLICATION; OR  
16 (IV) THE APPLICANT WAS A MEMBER OF THE MILITARY AND WAS  
17 DISHONORABLY DISCHARGED BECAUSE THE APPLICANT WAS CONVICTED  
18 OF A MARIJUANA OFFENSE; OR  
19 (V) THE APPLICANT HAS RECEIVED ASSISTANCE FROM AT LEAST  
20 ONE OF THE FOLLOWING PROGRAMS FOR AT LEAST ANY FIVE OF THE TEN  
21 YEARS PRIOR TO APPLICATION:  
22 (A) THE LOW-INCOME ENERGY ASSISTANCE PROGRAM DESCRIBED  
23 IN SECTION 26-2-122.5;  
24 (B) THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM  
25 DESCRIBED IN PART 3 OF ARTICLE 2 OF TITLE 26;  
26 (C) TEMPORARY ASSISTANCE FOR NEEDY FAMILIES, AS DEFINED IN  
27 SECTION 26-2-703 (19);

1 (D) THE SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR  
2 WOMEN, INFANTS, AND CHILDREN, CREATED PURSUANT TO 42 U.S.C. SEC.  
3 1786; OR

4 (E) THE "COLORADO MEDICAL ASSISTANCE ACT", PURSUANT TO  
5 PART 1 OF ARTICLE 4 OF TITLE 25.5; AND

6 (c) THE SOCIAL EQUITY LICENSEE, OR COLLECTIVELY ONE OR MORE  
7 SOCIAL EQUITY LICENSEES, HOLDS AT LEAST FIFTY-ONE PERCENT OF THE  
8 BENEFICIAL OWNERSHIP OF THE REGULATED MARIJUANA BUSINESS  
9 LICENSE.

10 (6) (a) FOR THE PURPOSES OF SUBSECTION (5) OF THIS SECTION, IF  
11 THE APPLICANT, OR COLLECTIVELY ONE OR MORE APPLICANTS, IS A  
12 CONTROLLING BENEFICIAL OWNER, UPON ATTESTATION ON THE  
13 APPLICATION OF THE LICENSES TO WHICH THE APPLICANT IS A PASSIVE  
14 BENEFICIAL OWNER, OR PASSIVE BENEFICIAL OWNER OF THREE OR MORE  
15 RETAIL MARIJUANA STORE LICENSES, MEDICAL MARIJUANA STORE  
16 LICENSES, RETAIL MARIJUANA CULTIVATION FACILITY LICENSES, OR  
17 MEDICAL MARIJUANA CULTIVATION FACILITY LICENSES, OR ANY  
18 COMBINATION THEREOF, THE APPLICANT IS NOT ELIGIBLE FOR A SOCIAL  
19 EQUITY LICENSE;

20 (b) FOR THE PURPOSES OF SUBSECTION (6)(a) OF THIS SECTION,  
21 CO-LOCATED RETAIL MARIJUANA STORE AND MEDICAL MARIJUANA STORE  
22 LICENSES, OR CO-LOCATED RETAIL MARIJUANA CULTIVATION FACILITY  
23 AND MEDICAL MARIJUANA CULTIVATION FACILITY LICENSES, CONSTITUTE  
24 ONE LICENSE.

25 (7) (a) SUBSECTION (5) OF THIS SECTION APPLIES TO NEW SOCIAL  
26 EQUITY LICENSEE APPLICATIONS RECEIVED ON OR AFTER MARCH 1, 2024,  
27 OR THE RENEWAL OF A SOCIAL EQUITY LICENSE FIRST APPLIED FOR ON OR

1 AFTER MARCH 1, 2024.

2 (b) SUBSECTION (5) OF THIS SECTION DOES NOT APPLY TO THE  
3 RENEWAL OF SOCIAL EQUITY LICENSES APPLIED FOR OR ISSUED BEFORE  
4 MARCH 1, 2024.

5 (8) A PERSON WHO MEETS THE CRITERIA IN THIS SECTION FOR A  
6 SOCIAL EQUITY LICENSE MAY BE ELIGIBLE FOR INCENTIVES AVAILABLE  
7 THROUGH THE DEPARTMENT OF REVENUE OR OFFICE OF ECONOMIC  
8 DEVELOPMENT AND INTERNATIONAL TRADE, INCLUDING, BUT NOT LIMITED  
9 TO, A REDUCTION IN APPLICATION OR LICENSE FEES. THE STATE LICENSING  
10 AUTHORITY MAY PROMULGATE RULES TO CREATE INCENTIVES REQUIRED  
11 BY THIS SUBSECTION (8).

12 (9) NOTWITHSTANDING ANY LAW TO THE CONTRARY, THE STATE  
13 LICENSING AUTHORITY SHALL NOT ISSUE NEW SOCIAL EQUITY LICENSES  
14 BEGINNING ON THE EFFECTIVE DATE OF HOUSE BILL 23-1020 THROUGH  
15 FEBRUARY 29, 2024.

16 **SECTION 6.** In Colorado Revised Statutes, 44-10-401, **amend**  
17 (2)(b)(X); and **add** (2)(b)(XII), (2)(b)(XIII), (2)(b)(XIV), and (2)(b)(XV)  
18 as follows:

19 **44-10-401. Classes of licenses.** (2) (b) The following are retail  
20 marijuana licenses:

21 (X) Retail marijuana hospitality and sales business license; and

22 (XII) ACCELERATOR TRANSPORTER LICENSE;

23 (XIII) ACCELERATOR HOSPITALITY BUSINESS LICENSE;

24 (XIV) INDEPENDENT DELIVERY LICENSE; AND

25 (XV) ACCELERATOR INDEPENDENT DELIVERY LICENSE.

26 **SECTION 7.** In Colorado Revised Statutes, 44-10-601, **amend**  
27 (16); and **add** (2)(d) as follows:

1           **44-10-601. Retail marijuana store license - rules - definitions.**

2           (2) (d) A RETAIL MARIJUANA STORE MAY SELL WHOLESAL  
3           MARIJUANA AND WHOLESAL RETAIL MARIJUANA PRODUCTS TO AN  
4           INDEPENDENT DELIVERY LICENSEE.

5           (16) A retail marijuana store ~~pursuant to rule and the state~~  
6           ~~licensing authority discretion, may be~~ THAT HOSTS AN ACCELERATOR  
7           STORE LICENSE MAY BE eligible for incentives available through the  
8           department of revenue or the office of economic development and  
9           international trade, including, but not limited to, a reduction in application  
10          or license fees.

11          **SECTION 8.** In Colorado Revised Statutes, 44-10-602, **amend**  
12          (11) as follows:

13          **44-10-602. Retail marijuana cultivation facility license - rules**  
14          **- definitions.** (11) A retail marijuana cultivation facility licensee that  
15          hosts an accelerator cultivator licensee ~~pursuant to rule and the state~~  
16          ~~licensing authority discretion, may be~~ MAY BE eligible for incentives  
17          available through the department of revenue or the office of economic  
18          development and international trade, including, but not limited to, a  
19          reduction in application or license fees.

20          **SECTION 9.** In Colorado Revised Statutes, 44-10-603, **amend**  
21          (2)(b), (2)(c), and (14); and **add** (1)(f) and (2)(d) as follows:

22          **44-10-603. Retail marijuana products manufacturer license -**  
23          **rules - definition.** (1) (f) A RETAIL MARIJUANA PRODUCTS  
24          MANUFACTURER MAY SELL WHOLESAL RETAIL MARIJUANA AND  
25          WHOLESAL RETAIL MARIJUANA PRODUCTS TO AN INDEPENDENT DELIVERY  
26          LICENSEE.

27          (2) Retail marijuana products must be prepared on a licensed

1 premises that is used exclusively for the manufacture and preparation of  
2 retail marijuana or retail marijuana products and using equipment that is  
3 used exclusively for the manufacture and preparation of retail marijuana  
4 products; except that, if permitted by the local jurisdiction and subject to  
5 rules of the state licensing authority, a retail marijuana products  
6 manufacturer licensee may share the same premises as:

7 (b) A commonly owned marijuana research and development  
8 licensee so long as virtual or physical separation of inventory and  
9 research activity is maintained; or

10 (c) An accelerator manufacturer licensee if the retail marijuana  
11 products manufacturer has its premises endorsed pursuant to rule before  
12 each accelerator manufacturer licensee operates and each accelerator  
13 manufacturer licensee is approved to operate on that premises; OR

14 (d) AN INDEPENDENT DELIVERY LICENSEE FOR THE PURPOSE OF  
15 STORING RETAIL MARIJUANA PRODUCTS AS PERMITTED BY RULE, IF  
16 VIRTUAL OR PHYSICAL SEPARATION OF INVENTORY IS MAINTAINED.

17 (14) A retail marijuana products manufacturer licensee pursuant  
18 to rule and the state licensing authority discretion, may be THAT HOSTS AN  
19 ACCELERATOR MANUFACTURER LICENSE MAY BE eligible for incentives  
20 through the department of revenue or the office of economic development  
21 and international trade, including, but not limited to, a reduction in  
22 application or license fees.

23 **SECTION 10.** In Colorado Revised Statutes, 44-10-605, add (6),  
24 (7), and (8) as follows:

25 **44-10-605. Retail marijuana transporter license - definition.**

26 (6) AN ACCELERATOR TRANSPORTER LICENSEE MAY OPERATE ON THE  
27 PREMISES OF A RETAIL MARIJUANA TRANSPORTER LICENSEE IF, BEFORE

1 EACH ACCELERATOR TRANSPORTER LICENSEE OPERATES, THE RETAIL  
2 MARIJUANA TRANSPORTER LICENSEE HAS ITS PREMISES ENDORSED  
3 PURSUANT TO RULE AND EACH ACCELERATOR TRANSPORTER LICENSEE IS  
4 APPROVED TO OPERATE ON THAT PREMISES.

5 (7) A RETAIL MARIJUANA TRANSPORTER LICENSEE THAT HOSTS AN  
6 ACCELERATOR TRANSPORTER LICENSEE MAY, PURSUANT TO RULE,  
7 PROVIDE TECHNICAL AND COMPLIANCE ASSISTANCE AND CAPITAL  
8 ASSISTANCE TO AN ACCELERATOR TRANSPORTER LICENSEE OPERATING ON  
9 ITS PREMISES.

10 (8) A RETAIL MARIJUANA TRANSPORTER LICENSEE THAT HOSTS AN  
11 ACCELERATOR TRANSPORTER LICENSEE MAY BE ELIGIBLE FOR INCENTIVES  
12 AVAILABLE THROUGH THE DEPARTMENT OF REVENUE OR THE OFFICE OF  
13 ECONOMIC DEVELOPMENT AND INTERNATIONAL TRADE, INCLUDING, BUT  
14 NOT LIMITED TO, A REDUCTION IN APPLICATION OR LICENSE FEES.

15 **SECTION 11.** In Colorado Revised Statutes, 44-10-609, **add** (5),  
16 (6), and (7) as follows:

17 **44-10-609. Marijuana hospitality business license.** (5) AN  
18 ACCELERATOR HOSPITALITY BUSINESS LICENSEE MAY OPERATE ON THE  
19 PREMISES OF A MARIJUANA HOSPITALITY BUSINESS LICENSEE IF, BEFORE  
20 EACH ACCELERATOR HOSPITALITY BUSINESS LICENSEE OPERATES, THE  
21 MARIJUANA HOSPITALITY BUSINESS LICENSEE HAS ITS PREMISES ENDORSED  
22 PURSUANT TO RULE AND EACH ACCELERATOR HOSPITALITY BUSINESS  
23 LICENSEE IS APPROVED TO OPERATE ON THAT PREMISES.

24 (6) A MARIJUANA HOSPITALITY BUSINESS LICENSEE THAT HOSTS  
25 AN ACCELERATOR HOSPITALITY BUSINESS LICENSEE MAY, PURSUANT TO  
26 RULE, PROVIDE TECHNICAL AND COMPLIANCE ASSISTANCE AND CAPITAL  
27 ASSISTANCE TO AN ACCELERATOR HOSPITALITY BUSINESS LICENSEE



1 OPERATING ON ITS PREMISES.

2 (7) A MARIJUANA HOSPITALITY BUSINESS LICENSEE THAT HOSTS  
3 AN ACCELERATOR HOSPITALITY BUSINESS LICENSEE MAY BE ELIGIBLE FOR  
4 INCENTIVES AVAILABLE THROUGH THE DEPARTMENT OF REVENUE OR THE  
5 OFFICE OF ECONOMIC DEVELOPMENT AND INTERNATIONAL TRADE,  
6 INCLUDING, BUT NOT LIMITED TO, A REDUCTION IN APPLICATION OR  
7 LICENSE FEES.

8 **SECTION 12.** In Colorado Revised Statutes, **add** 44-10-612 as  
9 follows:

10 **44-10-612. Retail marijuana accelerator hospitality business**  
11 **license.** (1) A RETAIL MARIJUANA ACCELERATOR HOSPITALITY BUSINESS  
12 LICENSE MAY BE ISSUED TO A SOCIAL EQUITY LICENSEE TO EXERCISE THE  
13 PRIVILEGES OF A RETAIL MARIJUANA HOSPITALITY BUSINESS LICENSEE ON  
14 THE PREMISES OF AN ACCELERATOR-ENDORSED RETAIL MARIJUANA  
15 HOSPITALITY BUSINESS LICENSEE. THE RETAIL MARIJUANA ACCELERATOR  
16 HOSPITALITY BUSINESS LICENSEE MAY RECEIVE TECHNICAL ASSISTANCE  
17 AND FINANCIAL SUPPORT FROM THE RETAIL MARIJUANA HOSPITALITY  
18 BUSINESS LICENSEE WITH AN ACCELERATOR ENDORSEMENT.

19 (2) THE STATE LICENSING AUTHORITY SHALL BEGIN ACCEPTING  
20 APPLICATIONS FOR RETAIL MARIJUANA ACCELERATOR HOSPITALITY  
21 BUSINESS LICENSES ON MARCH 1, 2024.

22 **SECTION 13.** In Colorado Revised Statutes, **add** 44-10-613 as  
23 follows:

24 **44-10-613. Independent delivery license - rules - definitions -**  
25 **repeal.** (1) (a) ON OR AFTER MARCH 1, 2024, AND BEFORE JANUARY 1,  
26 2028, THE STATE LICENSING AUTHORITY MAY ISSUE AN INDEPENDENT  
27 DELIVERY LICENSE TO A PERSON WITH A SOCIAL EQUITY LICENSE

1 AUTHORIZING THE PERSON TO DELIVER AND SELL RETAIL MARIJUANA AND  
2 RETAIL MARIJUANA PRODUCTS TO CONSUMERS AT THE CONSUMER'S  
3 PRIVATE RESIDENCE PURSUANT TO THIS ARTICLE 10; RULES PROMULGATED  
4 PURSUANT TO THIS ARTICLE 10; AND THE PROVISIONS OF THE ORDINANCE  
5 OR RESOLUTION OF THE LOCAL JURISDICTION WHERE THE LICENSEE  
6 OPERATES.

7 (b) AN INDEPENDENT DELIVERER MAY PURCHASE WHOLESALE  
8 RETAIL MARIJUANA AND WHOLESALE RETAIL MARIJUANA PRODUCTS FROM  
9 A RETAIL MARIJUANA STORE LICENSEE, AND THE INDEPENDENT DELIVERER  
10 MAY PURCHASE WHOLESALE RETAIL MARIJUANA AND WHOLESALE RETAIL  
11 MARIJUANA PRODUCTS FROM A RETAIL MARIJUANA PRODUCTS  
12 MANUFACTURER LICENSEE.

13 (c) AN INDEPENDENT DELIVERER SHALL TRACK ALL OF ITS RETAIL  
14 MARIJUANA AND RETAIL MARIJUANA PRODUCTS FROM THE POINT THAT  
15 THEY ARE TRANSFERRED FROM A RETAIL MARIJUANA STORE OR RETAIL  
16 MARIJUANA PRODUCTS MANUFACTURER TO THE POINT OF SALE.

17 (d) THE INDEPENDENT DELIVERY LICENSE APPLICANT SHALL  
18 PROVIDE PROOF OF AN OBTAINED LICENSED PREMISES OR PROOF OF A  
19 CONTRACT WITH AN ESTABLISHED SOCIAL EQUITY LICENSEE WHO  
20 MAINTAINS A LICENSED PREMISES AUTHORIZED BY THE STATE TO STORE  
21 RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS. THE STATE  
22 LICENSING AUTHORITY SHALL PROMULGATE RULES CONCERNING  
23 PERMITTING AN INDEPENDENT DELIVERER TO STORE RETAIL MARIJUANA  
24 OR RETAIL MARIJUANA PRODUCTS AT A STATE-AUTHORIZED STORAGE  
25 FACILITY OR LICENSED PREMISES.

26 (e) FOR PURPOSES OF THIS SECTION, A STATE-AUTHORIZED  
27 STORAGE FACILITY IS SUBJECT TO THE SAME SAFETY AND SECURITY

1 REQUIREMENTS AS A LICENSED PREMISES, UNLESS EXEMPTED BY RULE.

2 (2) (a) NOTWITHSTANDING THE PROVISIONS OF THIS SECTION, AN  
3 INDEPENDENT DELIVERY LICENSEE MAY ALSO SELL RETAIL MARIJUANA  
4 PRODUCTS THAT ARE PREPACKAGED AND LABELED AS REQUIRED BY RULES  
5 OF THE STATE LICENSING AUTHORITY PURSUANT TO SECTION 44-10-203  
6 (2)(f) AND (3)(b).

7 (b) AN INDEPENDENT DELIVERY LICENSEE MAY TRANSACT WITH A  
8 RETAIL MARIJUANA PRODUCTS MANUFACTURER LICENSEE FOR THE  
9 PURCHASE OF RETAIL MARIJUANA PRODUCTS AT A RETAIL MARIJUANA  
10 PRODUCTS MANUFACTURER LICENSEE'S LICENSED PREMISES OR AT THE  
11 INDEPENDENT DELIVERY LICENSEE'S LICENSED PREMISES.

12 (3) (a) AN INDEPENDENT DELIVERER MAY DELIVER AND SELL  
13 RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS NOT IN EXCESS OF  
14 THE AMOUNTS ESTABLISHED BY THE STATE LICENSING AUTHORITY.

15 (b) (I) PRIOR TO TRANSFERRING POSSESSION OF THE ORDER TO AN  
16 INDIVIDUAL, THE PERSON DELIVERING THE ORDER SHALL INSPECT THE  
17 INDIVIDUAL'S IDENTIFICATION AND VERIFY THAT THE INFORMATION  
18 PROVIDED AT THE TIME OF THE ORDER MATCHES THE NAME AND AGE ON  
19 THE INDIVIDUAL'S IDENTIFICATION.

20 (II) (A) IF AN INDEPENDENT DELIVERY LICENSEE OR EMPLOYEE  
21 HAS REASONABLE CAUSE TO BELIEVE THAT A PERSON IS UNDER  
22 TWENTY-ONE YEARS OF AGE AND IS EXHIBITING FRAUDULENT PROOF OF  
23 AGE IN AN ATTEMPT TO OBTAIN ANY RETAIL MARIJUANA OR RETAIL  
24 MARIJUANA PRODUCT, THE LICENSEE OR EMPLOYEE IS AUTHORIZED TO  
25 CONFISCATE THE FRAUDULENT PROOF OF AGE, IF POSSIBLE, AND SHALL,  
26 WITHIN SEVENTY-TWO HOURS AFTER THE CONFISCATION, REMIT IT TO A  
27 STATE OR LOCAL LAW ENFORCEMENT AGENCY. THE FAILURE TO

1 CONFISCATE THE FRAUDULENT PROOF OF AGE OR TO REMIT IT TO A STATE  
2 OR LOCAL LAW ENFORCEMENT AGENCY WITHIN SEVENTY-TWO HOURS  
3 AFTER THE CONFISCATION DOES NOT CONSTITUTE A CRIMINAL OFFENSE.

4 (B) IF AN INDEPENDENT DELIVERY LICENSEE OR EMPLOYEE  
5 BELIEVES THAT A PERSON IS UNDER TWENTY-ONE YEARS OF AGE AND IS  
6 EXHIBITING FRAUDULENT PROOF OF AGE IN AN ATTEMPT TO OBTAIN ANY  
7 RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCT, THE LICENSEE OR  
8 EMPLOYEE OR A PEACE OFFICER, ACTING IN GOOD FAITH AND UPON  
9 PROBABLE CAUSE BASED UPON REASONABLE GROUNDS THEREFOR, MAY  
10 DETAIN AND QUESTION THE PERSON IN A REASONABLE MANNER FOR THE  
11 PURPOSE OF ASCERTAINING WHETHER THE PERSON IS GUILTY OF ANY  
12 UNLAWFUL ACT REGARDING THE PURCHASE OF RETAIL MARIJUANA OR  
13 RETAIL MARIJUANA PRODUCT. THE QUESTIONING OF A PERSON BY AN  
14 EMPLOYEE OR A PEACE OFFICER DOES NOT RENDER THE LICENSEE, THE  
15 EMPLOYEE, OR THE PEACE OFFICER CIVILLY OR CRIMINALLY LIABLE FOR  
16 SLANDER, FALSE ARREST, FALSE IMPRISONMENT, MALICIOUS PROSECUTION,  
17 OR UNLAWFUL DETENTION.

18 (c) (I) AN INDEPENDENT DELIVERER THAT SELLS AN INDUSTRIAL  
19 HEMP PRODUCT SHALL ENSURE THAT THE INDUSTRIAL HEMP PRODUCT HAS  
20 PASSED ALL TESTING REQUIRED BY RULES PROMULGATED BY THE STATE  
21 LICENSING AUTHORITY PURSUANT TO SECTION 44-10-203 (2)(d). PRIOR TO  
22 TAKING POSSESSION OF THE INDUSTRIAL HEMP PRODUCT, AN INDEPENDENT  
23 DELIVERER SHALL VERIFY THE INDUSTRIAL HEMP PRODUCT PASSED ALL  
24 TESTING REQUIRED FOR RETAIL MARIJUANA PRODUCTS AT A LICENSED  
25 RETAIL MARIJUANA TESTING FACILITY AND THAT THE PERSON  
26 TRANSFERRING THE INDUSTRIAL HEMP PRODUCT HAS RECEIVED A  
27 REGISTRATION FROM THE DEPARTMENT OF PUBLIC HEALTH AND

1 ENVIRONMENT PURSUANT TO SECTION 25-5-426.

2 (II) ABSENT SAMPLING AND TESTING STANDARDS ESTABLISHED BY  
3 THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT FOR THE  
4 SAMPLING AND TESTING OF AN INDUSTRIAL HEMP PRODUCT, A PERSON  
5 TRANSFERRING AN INDUSTRIAL HEMP PRODUCT TO AN INDEPENDENT  
6 DELIVERER PURSUANT TO THIS SECTION SHALL COMPLY WITH SAMPLING  
7 AND TESTING STANDARDS CONSISTENT WITH THOSE ESTABLISHED BY THE  
8 STATE LICENSING AUTHORITY PURSUANT TO THIS ARTICLE 10. THE STATE  
9 LICENSING AUTHORITY SHALL REPORT TO THE DEPARTMENT OF PUBLIC  
10 HEALTH AND ENVIRONMENT ANY INVESTIGATIONS OR FINDINGS OF  
11 VIOLATIONS OF THIS SECTION BY A PERSON REGISTERED PURSUANT TO  
12 SECTION 25-5-426.

13 (d) WHEN COMPLETING A SALE OF RETAIL MARIJUANA  
14 CONCENTRATE, THE INDEPENDENT DELIVERER SHALL PROVIDE THE  
15 CUSTOMER WITH THE TANGIBLE EDUCATIONAL RESOURCE CREATED BY THE  
16 STATE LICENSING AUTHORITY THROUGH RULE-MAKING REGARDING THE  
17 USE OF RETAIL MARIJUANA CONCENTRATE.

18 (4) ALL RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS  
19 SOLD BY AN INDEPENDENT DELIVERER MUST BE PACKAGED AND LABELED  
20 AS REQUIRED BY RULES OF THE STATE LICENSING AUTHORITY PURSUANT  
21 TO SECTION 44-10-203 (2)(f) AND (3)(b).

22 (5) (a) AN INDEPENDENT DELIVERER SHALL ONLY SELL RETAIL  
23 MARIJUANA, RETAIL MARIJUANA PRODUCTS, MARIJUANA ACCESSORIES,  
24 NONCONSUMABLE PRODUCTS SUCH AS APPAREL, MARIJUANA-RELATED  
25 PRODUCTS SUCH AS CHILDPROOF PACKAGING CONTAINERS, AND  
26 INDUSTRIAL HEMP PRODUCTS. AN INDEPENDENT DELIVERER SHALL NOT  
27 SELL OR GIVE AWAY ANY CONSUMABLE PRODUCT, INCLUDING, BUT NOT

1 LIMITED TO, CIGARETTES OR ALCOHOL, OR EDIBLE PRODUCTS THAT DO NOT  
2 CONTAIN MARIJUANA, INCLUDING, BUT NOT LIMITED TO, SODAS, CANDIES,  
3 OR BAKED GOODS.

4 (b) AN INDEPENDENT DELIVERER SHALL NOT SELL ANY RETAIL  
5 MARIJUANA OR RETAIL MARIJUANA PRODUCTS THAT CONTAIN NICOTINE OR  
6 ALCOHOL IF THE SALE OF THE ALCOHOL WOULD REQUIRE A LICENSE  
7 PURSUANT TO ARTICLE 3, 4, 5, OR 7 OF THIS TITLE 44.

8 (c) (I) A LICENSED INDEPENDENT DELIVERER MAY ACCEPT  
9 PAYMENT ONLINE FOR THE SALE OF RETAIL MARIJUANA AND RETAIL  
10 MARIJUANA PRODUCTS.

11 (II) AT THE TIME OF AN ONLINE ORDER, THE INDEPENDENT  
12 RETAILER SHALL REQUIRE THE PURCHASING INDIVIDUAL TO PROVIDE  
13 INFORMATION NECESSARY TO VERIFY THAT THE INDIVIDUAL IS AT LEAST  
14 TWENTY-ONE YEARS OF AGE. AT A MINIMUM, THE INDEPENDENT  
15 DELIVERER SHALL REQUIRE THE INDIVIDUAL'S NAME, THE INDIVIDUAL'S  
16 DATE OF BIRTH, AND ANY OTHER INFORMATION REQUIRED BY THE STATE  
17 LICENSING AUTHORITY BY RULE. WHEN THE INDEPENDENT DELIVERER  
18 DELIVERS THE ONLINE ORDER, THE INDEPENDENT DELIVERER SHALL  
19 INSPECT THE INDIVIDUAL'S IDENTIFICATION. THE INDEPENDENT DELIVERER  
20 SHALL NOT TRANSFER POSSESSION OF THE ORDER UNLESS THE NAME AND  
21 DATE OF BIRTH PROVIDED AT THE TIME OF THE ORDER MATCHES THE NAME  
22 AND DATE OF BIRTH ON THE INDIVIDUAL'S IDENTIFICATION.

23 (III) AN INDEPENDENT DELIVERER SHALL ENSURE THAT AN  
24 INDIVIDUAL PURCHASING RETAIL MARIJUANA OR RETAIL MARIJUANA  
25 PRODUCTS ONLINE IS PROVIDED WITH DIGITAL VERSIONS OF ALL WARNING  
26 OR EDUCATIONAL MATERIALS THAT THE INDEPENDENT DELIVERER IS  
27 REQUIRED TO POST AND PROVIDE PURSUANT TO SECTION 44-10-613 (3)(d)

1 AND ANY ADDITIONAL RELEVANT WARNINGS OR EDUCATIONAL  
2 MATERIALS, AS APPLICABLE. THE INDIVIDUAL MUST ACKNOWLEDGE  
3 RECEIPT OF THE WARNING AND EDUCATIONAL MATERIALS BEFORE  
4 COMPLETING THE PURCHASE.

5 (6) RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS MUST  
6 NOT BE CONSUMED IN AN INDEPENDENT DELIVERER'S VEHICLE OR ON ANY  
7 LICENSED PREMISES.

8 (7) NOTWITHSTANDING ANY OTHER PROVISION OF STATE LAW,  
9 SALES OF RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS ARE NOT  
10 EXEMPT FROM STATE OR LOCAL SALES TAX.

11 (8) A LISTING FOR SALE BY AN INDEPENDENT DELIVERER FOR  
12 RETAIL MARIJUANA CONCENTRATE MUST INCLUDE THE POTENCY OF THE  
13 RETAIL MARIJUANA CONCENTRATE NEXT TO THE NAME OF THE PRODUCT  
14 AND SAFETY WARNINGS AND HEALTH RISKS FOR RETAIL MARIJUANA  
15 CONCENTRATES PROMULGATED BY RULE.

16 (9) (a) AN INDEPENDENT DELIVERER LICENSEE SHALL NOT MAKE  
17 DELIVERIES OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS TO  
18 INDIVIDUALS WHILE ALSO TRANSPORTING RETAIL MARIJUANA OR RETAIL  
19 MARIJUANA PRODUCTS BETWEEN LICENSEES' LICENSED PREMISES IN THE  
20 SAME VEHICLE.

21 (b) AN INDEPENDENT DELIVERER LICENSEE SHALL NOT ENGAGE IN  
22 THIRD-PARTY BUSINESS-TO-BUSINESS LOGISTICS, DISTRIBUTION,  
23 DELIVERY, AND STORAGE OF RETAIL MARIJUANA AND RETAIL MARIJUANA  
24 PRODUCTS UNLESS IT ALSO OBTAINS A VALID TRANSPORTER LICENSE.

25 (c) THE INDEPENDENT DELIVERER SHALL CHARGE A ONE-DOLLAR  
26 SURCHARGE ON EACH DELIVERY. THE INDEPENDENT DELIVERER SHALL  
27 REMIT THE SURCHARGES COLLECTED ON A MONTHLY BASIS TO THE

1 MUNICIPALITY WHERE THE INDEPENDENT DELIVERY BUSINESS IS LOCATED,  
2 OR TO THE COUNTY IF THE INDEPENDENT DELIVERY BUSINESS IS IN AN  
3 UNINCORPORATED AREA, FOR LOCAL LAW ENFORCEMENT COSTS RELATED  
4 TO MARIJUANA ENFORCEMENT. FAILURE TO COMPLY WITH THIS  
5 SUBSECTION (9)(c) MAY RESULT IN NONRENEWAL OF THE INDEPENDENT  
6 DELIVERY LICENSE.

7 (d) AN INDEPENDENT DELIVERER MAY DELIVER RETAIL MARIJUANA  
8 AND RETAIL MARIJUANA PRODUCTS ONLY TO THE INDIVIDUAL WHO PLACED  
9 THE ORDER AND WHO:

10 (I) IS TWENTY-ONE YEARS OF AGE OR OLDER;

11 (II) RECEIVES THE DELIVERY OF RETAIL MARIJUANA OR RETAIL  
12 MARIJUANA PRODUCTS PURSUANT TO RULES; AND

13 (III) POSSESSES AN ACCEPTABLE FORM OF IDENTIFICATION.

14 (e) ANY PERSON DELIVERING RETAIL MARIJUANA OR RETAIL  
15 MARIJUANA PRODUCTS MUST POSSESS A VALID OCCUPATIONAL LICENSE  
16 AND BE A CURRENT EMPLOYEE OF THE INDEPENDENT DELIVERER; MUST  
17 HAVE UNDERGONE TRAINING REGARDING PROOF-OF-AGE IDENTIFICATION  
18 AND VERIFICATION, INCLUDING ALL FORMS OF IDENTIFICATION THAT ARE  
19 DEEMED ACCEPTABLE BY THE STATE LICENSING AUTHORITY; AND MUST  
20 HAVE ANY OTHER TRAINING REQUIRED BY THE STATE LICENSING  
21 AUTHORITY.

22 (f) IN ACCORDANCE WITH THIS SUBSECTION (9) AND RULES  
23 ADOPTED TO IMPLEMENT THIS SUBSECTION (9), AN INDEPENDENT  
24 DELIVERER:

25 (I) SHALL NOT DELIVER RETAIL MARIJUANA OR RETAIL MARIJUANA  
26 PRODUCTS IN EXCESS OF THE AMOUNTS ESTABLISHED BY THE STATE  
27 LICENSING AUTHORITY;



1 (II) SHALL DELIVER ONLY TO AN INDIVIDUAL AT THE ADDRESS  
2 PROVIDED IN THE ORDER;

3 (III) SHALL NOT DELIVER MORE THAN ONCE PER DAY TO THE SAME  
4 INDIVIDUAL OR RESIDENCE;

5 (IV) (A) SHALL DELIVER ONLY TO PRIVATE RESIDENCES;

6 (B) FOR PURPOSES OF THIS SECTION, "PRIVATE RESIDENCES"  
7 MEANS PRIVATE PREMISES WHERE A PERSON LIVES, SUCH AS A PRIVATE  
8 DWELLING PLACE OR PLACE OF HABITATION, AND SPECIFICALLY EXCLUDES  
9 ANY PREMISES LOCATED AT A SCHOOL OR ON THE CAMPUS OF AN  
10 INSTITUTION OF HIGHER EDUCATION, OR ANY OTHER PUBLIC PROPERTY;

11 (V) SHALL DELIVER RETAIL MARIJUANA OR RETAIL MARIJUANA  
12 PRODUCTS ONLY BY A MOTOR VEHICLE THAT COMPLIES WITH THIS SECTION  
13 AND THE RULES PROMULGATED PURSUANT TO THIS SECTION AND SECTION  
14 44-10-203 (2)(dd);

15 (VI) SHALL USE AN EMPLOYEE TO CONDUCT DELIVERIES; AND

16 (VII) SHALL USE AN ASSOCIATED LICENSED PREMISES TO STORE,  
17 PACKAGE, AND LABEL THE RETAIL MARIJUANA OR RETAIL MARIJUANA  
18 PRODUCTS.

19 (g) (I) AT THE TIME OF THE ORDER, THE INDEPENDENT DELIVERER  
20 SHALL REQUIRE THE INDIVIDUAL TO PROVIDE INFORMATION NECESSARY TO  
21 VERIFY THE INDIVIDUAL IS AT LEAST TWENTY-ONE YEARS OF AGE. THE  
22 PROVIDED INFORMATION MUST, AT A MINIMUM, INCLUDE THE FOLLOWING:

23 (A) THE INDIVIDUAL'S NAME AND DATE OF BIRTH;

24 (B) THE ADDRESS OF THE RESIDENCE WHERE THE ORDER IS  
25 DELIVERED; AND

26 (C) ANY OTHER INFORMATION REQUIRED BY STATE LICENSING  
27 AUTHORITY RULE.

1 (II) PRIOR TO TRANSFERRING POSSESSION OF THE ORDER TO AN  
2 INDIVIDUAL, THE INDEPENDENT DELIVERER DELIVERING THE ORDER SHALL  
3 INSPECT THE INDIVIDUAL'S IDENTIFICATION AND VERIFY THAT THE  
4 INFORMATION PROVIDED AT THE TIME THE ORDER IS PLACED MATCHES THE  
5 NAME AND AGE ON THE INDIVIDUAL'S IDENTIFICATION.

6 (h) THE INDEPENDENT DELIVERER SHALL NOT SELL RETAIL  
7 MARIJUANA OR RETAIL MARIJUANA PRODUCTS DIRECTLY FROM THE  
8 DELIVERY VEHICLE.

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

16 (II) THE ADVERTISING REGULATIONS AND PROHIBITIONS ADOPTED  
17 PURSUANT TO SECTION 44-10-203 (3)(a) APPLY TO INDEPENDENT  
18 DELIVERY OPERATIONS PURSUANT TO THIS SUBSECTION (9).

19 (j) IT IS NOT A VIOLATION OF ANY PROVISION OF STATE CIVIL OR  
20 CRIMINAL LAW FOR AN INDEPENDENT DELIVERER, OR SUCH PERSON WHO  
21 HAS MADE TIMELY AND SUFFICIENT APPLICATION FOR THE RENEWAL OF AN  
22 INDEPENDENT DELIVERY LICENSE, OR ITS LICENSEES, TO POSSESS,  
23 TRANSPORT, AND DELIVER RETAIL MARIJUANA OR RETAIL MARIJUANA  
24 PRODUCTS IN AMOUNTS THAT DO NOT EXCEED AMOUNTS ESTABLISHED BY  
25 THE STATE LICENSING AUTHORITY.

26 (k) A LOCAL LAW ENFORCEMENT AGENCY MAY REQUEST STATE  
27 LICENSING AUTHORITY REPORTS, INCLUDING COMPLAINTS, INVESTIGATIVE

1 ACTION, AND FINAL AGENCY ACTION ORDERS, RELATED TO CRIMINAL  
2 ACTIVITY MATERIALLY RELATED TO RETAIL MARIJUANA DELIVERY IN THE  
3 LAW ENFORCEMENT AGENCY'S JURISDICTION, AND THE STATE LICENSING  
4 AUTHORITY SHALL PROMPTLY PROVIDE ANY REPORTS IN ITS POSSESSION  
5 FOR THE LAW ENFORCEMENT AGENCY'S JURISDICTION.

6 (l) (I) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION,  
7 DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS IS NOT  
8 PERMITTED IN ANY MUNICIPALITY, COUNTY, OR CITY AND COUNTY UNLESS  
9 THE MUNICIPALITY, COUNTY, OR CITY AND COUNTY, BY EITHER A  
10 MAJORITY OF THE REGISTERED ELECTORS OF THE MUNICIPALITY, COUNTY,  
11 OR CITY AND COUNTY VOTING AT A REGULAR ELECTION OR SPECIAL  
12 ELECTION CALLED IN ACCORDANCE WITH THE "COLORADO MUNICIPAL  
13 ELECTION CODE OF 1965", ARTICLE 10 OF TITLE 31, OR THE "UNIFORM  
14 ELECTION CODE OF 1992", ARTICLES 1 TO 13 OF TITLE 1, AS APPLICABLE,  
15 OR A MAJORITY OF THE MEMBERS OF THE GOVERNING BOARD FOR THE  
16 MUNICIPALITY, COUNTY, OR CITY AND COUNTY VOTE TO ALLOW THE  
17 DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS  
18 PURSUANT TO THIS SECTION.

19 (II) AN ORDINANCE ADOPTED PURSUANT TO SUBSECTION (9)(l)(I)  
20 OF THIS SECTION MAY PROHIBIT DELIVERY OF RETAIL MARIJUANA AND  
21 RETAIL MARIJUANA PRODUCTS FROM AN INDEPENDENT DELIVERER THAT  
22 IS OUTSIDE A MUNICIPALITY'S, COUNTY'S, CITY'S, OR CITY AND COUNTY'S  
23 JURISDICTIONAL BOUNDARIES TO AN ADDRESS WITHIN ITS JURISDICTIONAL  
24 BOUNDARIES.

25 (m) NOTWITHSTANDING ANY PROVISIONS OF THIS SECTION,  
26 DELIVERY OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS IS NOT  
27 PERMITTED AT ANY SCHOOL OR ON THE CAMPUS OF ANY INSTITUTION OF

1 HIGHER EDUCATION.

2 (n) THE STATE LICENSING AUTHORITY MAY BEGIN ISSUING  
3 INDEPENDENT DELIVERY LICENSES TO QUALIFIED INDEPENDENT  
4 DELIVERER APPLICANTS ON AND AFTER, BUT NOT EARLIER THAN, MARCH  
5 1, 2024.

6 (10) AN ACCELERATOR INDEPENDENT DELIVERY LICENSEE MAY  
7 OPERATE WITH AN INDEPENDENT DELIVERY LICENSEE IF BEFORE AN  
8 ACCELERATOR INDEPENDENT DELIVERY LICENSEE OPERATES, THE  
9 INDEPENDENT DELIVERY LICENSEE HAS ITS PREMISES ENDORSED  
10 PURSUANT TO RULE AND EACH ACCELERATOR INDEPENDENT DELIVERY  
11 LICENSEE IS APPROVED TO OPERATE WITH THE ENDORSED LICENSEE.

12 (11) AN INDEPENDENT DELIVERY LICENSEE THAT HOSTS AN  
13 ACCELERATOR INDEPENDENT DELIVERY LICENSEE MAY, PURSUANT TO  
14 RULE, PROVIDE TECHNICAL AND COMPLIANCE ASSISTANCE AND CAPITAL  
15 ASSISTANCE TO AN ACCELERATOR INDEPENDENT DELIVERY LICENSEE  
16 OPERATING ON ITS PREMISES WITH SHARED OPERATIONS PRIVILEGES.

17 (12) AN INDEPENDENT DELIVERY LICENSEE THAT HOSTS AN  
18 ACCELERATOR INDEPENDENT DELIVERER MAY BE ELIGIBLE FOR  
19 INCENTIVES AVAILABLE THROUGH THE DEPARTMENT OF REVENUE OR THE  
20 OFFICE OF ECONOMIC DEVELOPMENT AND INTERNATIONAL TRADE,  
21 INCLUDING, BUT NOT LIMITED TO, A REDUCTION IN APPLICATION OR  
22 LICENSE FEES.

23 **SECTION 14.** In Colorado Revised Statutes, add 44-10-614 as  
24 follows:

25 **44-10-614. Retail marijuana accelerator independent delivery**  
26 **license - repeal.** (1) A RETAIL MARIJUANA ACCELERATOR INDEPENDENT  
27 DELIVERY LICENSE MAY BE ISSUED TO A SOCIAL EQUITY LICENSEE TO

1 EXERCISE THE PRIVILEGES OF A RETAIL MARIJUANA INDEPENDENT  
2 DELIVERY LICENSEE ON THE PREMISES OF AN ACCELERATOR-ENDORSED  
3 INDEPENDENT DELIVERY LICENSEE. THE RETAIL MARIJUANA  
4 ACCELERATOR INDEPENDENT DELIVERY LICENSEE MAY RECEIVE  
5 TECHNICAL ASSISTANCE AND FINANCIAL SUPPORT FROM THE RETAIL  
6 MARIJUANA INDEPENDENT DELIVERY LICENSEE WITH AN ACCELERATOR  
7 ENDORSEMENT.

8 (2) THE STATE LICENSING AUTHORITY SHALL BEGIN ACCEPTING  
9 APPLICATIONS FOR RETAIL MARIJUANA ACCELERATOR INDEPENDENT  
10 DELIVERY LICENSES ON MARCH 1, 2024.

11 **SECTION 15.** In Colorado Revised Statutes, **add** 44-10-615 as  
12 follows:

13 **44-10-615. Retail marijuana accelerator transporter license.**

14 (1) A RETAIL MARIJUANA ACCELERATOR TRANSPORTER LICENSE MAY BE  
15 ISSUED TO A SOCIAL EQUITY LICENSEE TO EXERCISE THE PRIVILEGES OF A  
16 RETAIL MARIJUANA TRANSPORTER LICENSEE ON THE PREMISES OF AN  
17 ACCELERATOR-ENDORSED TRANSPORTER LICENSEE. THE RETAIL  
18 MARIJUANA ACCELERATOR TRANSPORTER LICENSEE MAY RECEIVE  
19 TECHNICAL ASSISTANCE AND FINANCIAL SUPPORT FROM THE RETAIL  
20 MARIJUANA TRANSPORTER LICENSEE WITH AN ACCELERATOR  
21 ENDORSEMENT.

22 (2) THE STATE LICENSING AUTHORITY MAY BEGIN ACCEPTING  
23 APPLICATIONS FOR RETAIL MARIJUANA ACCELERATOR TRANSPORTER  
24 LICENSES ON MARCH 1, 2024.

25 **SECTION 16.** In Colorado Revised Statutes, 44-10-1401, **amend**  
26 (2) as follows:

27 **44-10-1401. Sunset review - repeal of article.** (2) Prior to the

1 repeal of this article 10, the department of regulatory agencies shall  
2 conduct a sunset review as described in section 24-34-104 (5). AS A PART  
3 OF THE SUNSET REVIEW, THE DEPARTMENT OF REGULATORY AGENCIES  
4 SHALL ANALYZE, EVALUATE, AND SUBMIT RECOMMENDATIONS  
5 CONCERNING SOCIAL EQUITY LICENSING AND THE INDEPENDENT DELIVERY  
6 LICENSE.

7 **SECTION 17.** In Colorado Revised Statutes, 24-34-104, **amend**  
8 (29)(a)(XII) as follows:

9 **24-34-104. General assembly review of regulatory agencies**  
10 **and functions for repeal, continuation, or reestablishment -**  
11 **legislative declaration - repeal.** (29) (a) The following agencies,  
12 functions, or both, are scheduled for repeal on September 1, 2028:

13 (XII) The "Colorado Marijuana Code", article 10 of title 44,  
14 INCLUDING SOCIAL EQUITY LICENSING AND THE INDEPENDENT DELIVERY  
15 LICENSE;

16 **SECTION 18.** In Colorado Revised Statutes, 24-48.5-128, **add**  
17 (3)(e) as follows:

18 **24-48.5-128. Program - marijuana entrepreneurs - social**  
19 **equity licensees - committee - report - marijuana entrepreneur fund**  
20 **- creation - legislative declaration - definitions.** (3) **Loans, grants,**  
21 **and technical assistance.** (e) (I) THERE IS CREATED IN THE OFFICE THE  
22 PROGRAM GRANT COMMITTEE THAT IS RESPONSIBLE FOR REVIEWING  
23 GRANT APPLICATIONS, SELECTING GRANT RECIPIENTS, AND DETERMINING  
24 GRANT AWARDS ISSUED PURSUANT TO THIS SECTION. ON OR BEFORE  
25 SEPTEMBER 1, 2023, OR UPON REAUTHORIZATION OF THE PROGRAM, THE  
26 OFFICE DIRECTOR SHALL APPOINT THE FOLLOWING MEMBERS TO SERVE ON  
27 THE COMMITTEE:

1 (A) FIVE PERSONS WHO OWN A BUSINESS THAT IS CURRENTLY  
2 LOCATED AND OPERATING IN COLORADO;

3 (B) FIVE PERSONS WITH EXPERIENCE REPRESENTING MARIJUANA  
4 LICENSEES; AND

5 (C) FIVE PERSONS WHO ARE INTERESTED COMMUNITY MEMBERS.

6 (II) TO THE EXTENT PRACTICABLE, THE MEMBERSHIP OF THE  
7 COMMITTEE MUST INCLUDE PERSONS FROM THROUGHOUT THE STATE AND  
8 REFLECT THE RACIAL, ETHNIC, AND GEOGRAPHIC DIVERSITY OF THE STATE.

9 (III) THE MEMBERSHIP OF THE COMMITTEE MUST INCLUDE NOT  
10 MORE THAN THREE LICENSEES, AS DEFINED BY SECTION 44-10-103 (25).

11 (IV) MEMBERS OF THE COMMITTEE SERVE TWO-YEAR TERMS AND  
12 MAY BE REAPPOINTED FOR AN ADDITIONAL TWO-YEAR TERM. MEMBERS  
13 OF THE COMMITTEE SERVE AT THE PLEASURE OF THE OFFICE DIRECTOR. IF  
14 A MEMBER OF THE COMMITTEE LEAVES THE COMMITTEE PRIOR TO THE  
15 EXPIRATION OF THE MEMBER'S TERM, THE OFFICE DIRECTOR SHALL  
16 APPOINT A NEW MEMBER TO SERVE FOR THE REMAINDER OF THE TERM.

17 (V) MEMBERS OF THE COMMITTEE SERVE WITHOUT  
18 COMPENSATION OR REIMBURSEMENT OF EXPENSES.

19 **SECTION 19.** In Colorado Revised Statutes, 39-28.8-202,  
20 **amend** (1)(a)(I) as follows:

21 **39-28.8-202. Retail marijuana sales tax.** (1) (a) (I) In addition  
22 to the tax imposed pursuant to part 1 of article 26 of this title 39 and the  
23 sales tax imposed by a local government pursuant to title 29, 30, 31, or  
24 32, but except as otherwise set forth in subsections (1)(a)(II) and  
25 (1)(a)(III) of this section, beginning January 1, 2014, and through June  
26 30, 2017, there is imposed upon all RETAIL sales of retail marijuana and  
27 retail marijuana products by a retailer a tax at the rate of ten percent of

1 the amount of the sale. Beginning July 1, 2017, there is imposed upon all  
2 sales of retail marijuana and retail marijuana products by a retailer a tax  
3 at the rate of fifteen percent of the amount of the sale. The tax imposed  
4 by this section is computed in accordance with schedules or forms  
5 prescribed by the executive director of the department; except that a ~~retail~~  
6 ~~marijuana store~~ RETAILER is not allowed to retain any portion of the retail  
7 marijuana sales tax collected pursuant to this part 2 to cover the expenses  
8 of collecting and remitting the tax. The executive director may  
9 promulgate rules to implement this section.

10 **SECTION 20. Appropriation.** (1) For the 2023-24 state fiscal  
11 year, \$330,625 is appropriated to the marijuana cash fund created in  
12 section 44-10-801 (1)(a), C.R.S. This appropriation is from the general  
13 fund. The department of revenue is responsible for the accounting related  
14 to this appropriation.

15 (2) For the 2023-24 state fiscal year, \$330,625 is appropriated to  
16 the department of revenue. This appropriation is from reappropriated  
17 funds in the marijuana cash funds fund under subsection (1) of this  
18 section. Any money appropriated in this subsection (2) not expended  
19 prior to July 1, 2024, is further appropriated to the department for the  
20 2024-25 state fiscal year for the same purposes. To implement this act,  
21 the department may use the appropriation as follows:

22 (a) \$216,426 for marijuana enforcement, which amount is based  
23 on an assumption that the department will require an additional 1.1 FTE;  
24 and

25 (b) \$114,199 for the purchase of legal services.

26 (3) For the 2023-24 state fiscal year, \$114,199 is appropriated to  
27 the department of law. This appropriation is from reappropriated funds



1 received from the department of revenue under subsection (2)(b) of this  
2 section and is based on an assumption that the department of law will  
3 require an additional 0.4 FTE. To implement this act, the department of  
4 law may use this appropriation to provide legal services for the  
5 department of revenue. Any money appropriated in this subsection (3) not  
6 expended prior to July 1, 2024, is further appropriated to the department  
7 for the 2024-25 state fiscal year for the same purpose.

8           **SECTION 21. Act subject to petition - effective date.** This act  
9 takes effect at 12:01 a.m. on the day following the expiration of the  
10 ninety-day period after final adjournment of the general assembly; except  
11 that, if a referendum petition is filed pursuant to section 1 (3) of article  
12 V of the state constitution against this act or an item, section, or part of  
13 this act within such period, then the act, item, section, or part will not  
14 take effect unless approved by the people at the general election to be  
15 held in November 2024 and, in such case, will take effect on the date of  
16 the official declaration of the vote thereon by the governor.