

HB1214_L.001

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

HB16-1214 be amended as follows:

- 1 Amend printed bill, page 2, strike lines 2 through 20.
- 2 Renumber succeeding section accordingly.
- 3 Page 3, strike lines 3 through 13 and substitute:

4 **"13-21-129. Medical marijuana claims against law**
5 **enforcement.** IN A CIVIL ACTION FOR HARM, NEGLIGENCE, INJURY, OR
6 DESTRUCTION OF MEDICAL MARIJUANA WHILE IN THE POSSESSION OF
7 STATE OR LOCAL LAW ENFORCEMENT OFFICIALS WHEN THE PROPERTY HAS
8 BEEN SEIZED IN CONNECTION WITH THE CLAIMED MEDICAL USE OF
9 MARIJUANA PURSUANT TO SECTION 14 (2) (e) OF ARTICLE XVIII OF THE
10 STATE CONSTITUTION, A SUCCESSFUL PLAINTIFF IS LIMITED TO
11 DECLARATORY AND INJUNCTIVE RELIEF AND MAY NOT RECOVER DAMAGES.
12 THIS SECTION DOES NOT WAIVE IMMUNITY OR ANY DEFENSE TO A CLAIM
13 FOR DAMAGES, NOR DOES IT CREATE OR CONFER ANY RIGHT, PROPERTY
14 RIGHT, OR OTHER INTEREST IN MEDICAL MARIJUANA OR THE USE
15 THEREOF."

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