

HB1220_L.027

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.HB17-1220 be amended as follows:

1 Amend reengrossed bill, page 4, line 11, strike "It" and substitute
 2 "EXCEPT AS PROVIDED IN SECTION 25-1.5-106 (8.5)(a.5)(I) OR SECTION
 3 25-1.5-106 (8.6)(a)(I)(B) FOR A MEDICAL MARIJUANA PATIENT OR A
 4 PRIMARY CAREGIVER WITH A TWENTY-FOUR-MARIJUANA-PLANT-COUNT
 5 EXCEPTION TO SUBSECTION (3)(a)(II)(A) OF THIS SECTION, IT".

6 Page 7, line 5, strike "(a.5)" and substitute "(a.5)(I)".

7 Page 7, strike lines 9 through 19 and substitute "OR PERMANENTLY, AT
 8 THE PROPERTY; EXCEPT THAT IT IS UNLAWFUL FOR A PATIENT TO POSSESS
 9 AT OR CULTIVATE ON OR IN A RESIDENTIAL PROPERTY MORE THAN
 10 TWENTY-FOUR MARIJUANA PLANTS REGARDLESS OF THE NUMBER OF
 11 PERSONS RESIDING, EITHER TEMPORARILY OR PERMANENTLY, AT THE
 12 PROPERTY IF A PATIENT:

13 (A) LIVES IN A COUNTY, MUNICIPALITY, OR CITY AND COUNTY
 14 THAT DOES NOT LIMIT THE NUMBER OF MARIJUANA PLANTS THAT MAY BE
 15 GROWN ON OR IN A RESIDENTIAL PROPERTY;

16 (B) REGISTERS PURSUANT TO THIS SUBSECTION (8.5) WITH THE
 17 STATE LICENSING AUTHORITY'S REGISTRY; AND

18 (C) PROVIDES NOTICE TO THE APPLICABLE COUNTY, MUNICIPALITY,
 19 OR CITY AND COUNTY OF HIS OR HER RESIDENTIAL CULTIVATION
 20 OPERATION IF REQUIRED BY THE JURISDICTION. A LOCAL JURISDICTION
 21 SHALL NOT PROVIDE THE INFORMATION PROVIDED TO IT PURSUANT TO THIS
 22 SUBSECTION (8.5)(a.5)(I)(C) TO THE PUBLIC, AND THE INFORMATION IS
 23 CONFIDENTIAL.

24 (II) A PATIENT WHO CULTIVATES MORE MARIJUANA PLANTS THAN
 25 PERMITTED IN SUBSECTION (8.5)(a.5)(I) OF THIS SECTION SHALL LOCATE
 26 HIS OR HER CULTIVATION OPERATION ON A PROPERTY, OTHER THAN A
 27 RESIDENTIAL PROPERTY, WHERE MARIJUANA CULTIVATION IS ALLOWED BY
 28 LOCAL LAW AND SHALL COMPLY WITH ANY APPLICABLE LOCAL LAW
 29 REQUIRING DISCLOSURE ABOUT THE CULTIVATION OPERATION.
 30 CULTIVATION OPERATIONS CONDUCTED IN A LOCATION OTHER THAN A
 31 RESIDENTIAL PROPERTY ARE SUBJECT TO ANY COUNTY AND MUNICIPAL
 32 BUILDING AND PUBLIC HEALTH INSPECTION REQUIRED BY LOCAL LAW. A
 33 PERSON WHO VIOLATES THIS SUBSECTION (8.5)(a.5) IS SUBJECT TO THE
 34 OFFENSES AND PENALTIES DESCRIBED IN SECTION 18-18-406."

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