

HB1220\_L.028

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

HB17-1220 be amended as follows:

1 Amend reengrossed bill, page 8, strike lines 5 through 15 and substitute  
2 "OR PERMANENTLY, AT THE PROPERTY; EXCEPT THAT IT IS UNLAWFUL FOR  
3 A PRIMARY CAREGIVER TO POSSESS AT OR CULTIVATE ON OR IN A  
4 RESIDENTIAL PROPERTY MORE THAN TWENTY-FOUR MARIJUANA PLANTS  
5 REGARDLESS OF THE NUMBER OF PERSONS RESIDING, EITHER TEMPORARILY  
6 OR PERMANENTLY, AT THE PROPERTY IF A PRIMARY CAREGIVER:  
7 (I) LIVES IN A COUNTY, MUNICIPALITY, OR CITY AND COUNTY THAT  
8 DOES NOT LIMIT THE NUMBER OF MARIJUANA PLANTS THAT MAY BE  
9 GROWN ON OR IN A RESIDENTIAL PROPERTY;  
10 (II) IS REGISTERED PURSUANT TO THIS SUBSECTION (8.6) WITH THE  
11 STATE LICENSING AUTHORITY'S REGISTRY; AND  
12 (III) PROVIDES NOTICE TO THE APPLICABLE COUNTY,  
13 MUNICIPALITY, OR CITY AND COUNTY OF HIS OR HER RESIDENTIAL  
14 CULTIVATION OPERATION IF REQUIRED BY THE JURISDICTION. A LOCAL  
15 JURISDICTION SHALL NOT PROVIDE THE INFORMATION PROVIDED TO IT  
16 PURSUANT TO THIS SUBSECTION (8.6)(a)(I)(B) TO THE PUBLIC, AND THE  
17 INFORMATION IS CONFIDENTIAL.  
18 (C) ANY PRIMARY CAREGIVER WHO CULTIVATES MORE MARIJUANA  
19 PLANTS THAN PERMITTED IN SUBSECTION (8.6)(a)(I)(B) OF THIS SECTION  
20 SHALL LOCATE HIS OR HER CULTIVATION OPERATION ON A PROPERTY,  
21 OTHER THAN A RESIDENTIAL PROPERTY, WHERE MARIJUANA CULTIVATION  
22 IS ALLOWED BY LOCAL LAW AND SHALL COMPLY WITH ANY APPLICABLE  
23 LOCAL LAW REQUIRING DISCLOSURE ABOUT THE CULTIVATION OPERATION.  
24 CULTIVATION OPERATIONS CONDUCTED IN A LOCATION OTHER THAN A  
25 RESIDENTIAL PROPERTY ARE SUBJECT TO ANY COUNTY AND MUNICIPAL  
26 BUILDING AND PUBLIC HEALTH INSPECTION REQUIRED BY LOCAL LAW. A  
27 PERSON WHO VIOLATES THIS SUBSECTION (8.6)(a)(I) IS SUBJECT TO THE  
28 OFFENSES AND PENALTIES DESCRIBED IN SECTION 18-18-406."

\*\* \*\* \*\* \*\* \*\*