

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

February 6, 2014
Date

Committee on Judiciary.

After consideration on the merits, the Committee recommends the following:

HB14-1037 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, page 2, line 6, after "MANUFACTURE," insert "DISPLAY
2 FOR SALE, OFFER FOR SALE, ATTEMPT TO SELL,".

3 Page 2, strike line 7.

4 Page 2, line 10, after "(2)" insert "(a)".

5 Page 2, line 11, strike "SECTION 6-1-105 (1) (e)," and substitute "SECTION
6 6-1-105 (1) (fff),".

7 Page 2, after line 13 insert:

8 "(b) FOR THE PURPOSES OF THIS SECTION, A PERSON SHALL BE
9 DEEMED TO HAVE COMMITTED A VIOLATION FOR EACH INDIVIDUALLY
10 PACKAGED PRODUCT THAT HE OR SHE DISTRIBUTED, DISPENSED,
11 MANUFACTURED, DISPLAYED FOR SALE, ATTEMPTED TO SELL, OR SOLD IN
12 VIOLATION OF SUBSECTION (1) OF THIS SECTION."

13 Page 2, before line 14 insert:

14 "SECTION 2. In Colorado Revised Statutes, 6-1-105, **add** (1)
15 (fff) as follows:

16 **6-1-105. Deceptive trade practices.** (1) A person engages in a
17 deceptive trade practice when, in the course of the person's business,
18 vocation, or occupation, the person:

19 (fff) VIOLATES SECTION 6-1-725."

- 1 Renumber succeeding sections accordingly.
- 2 Page 3, line 4, strike "SECTIONS 6-1-105 (1) (e) AND 6-1-725" and
3 substitute "SECTION 6-1-105 (1) (fff)".
- 4 Page 3, line 5, after "DISPENSING," insert "DISPLAYING FOR SALE,
5 OFFERING FOR SALE, ATTEMPTING TO SELL," and strike "IS LABELED".
- 6 Page 3, line 6, strike "AS INCENSE OR ANY OTHER TRADEMARK IF THE
7 PRODUCT".
- 8 Page 3, strike lines 18 through 27.
- 9 Renumber succeeding sections accordingly.
- 10 Page 4, strike lines 5 through 14 and substitute: "**for criminal history**
11 **record checks - synthetic cannabinoids enforcement.** (8) ON AND
12 AFTER SEPTEMBER 1, 2014, THE BUREAU SHALL PURCHASE AND MAINTAIN
13 MATERIALS AND EQUIPMENT TO BE MADE AVAILABLE BY THE BUREAU TO
14 LAW ENFORCEMENT AGENCIES AND TO THE LIQUOR ENFORCEMENT
15 DIVISION CREATED IN SECTION 24-35-401, FOR THE PRESUMPTIVE
16 IDENTIFICATION OF SYNTHETIC CANNABINOIDS OR ANY OTHER DESIGNER
17 DRUGS."

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