

**Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO**

ENGROSSED

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

LLS NO. 14-0439.01 Michael Dohr x4347

HOUSE BILL 14-1229

HOUSE SPONSORSHIP

Kagan and Wright, Buckner, Conti, Gardner, Lawrence, Salazar, Swalm

SENATE SPONSORSHIP

(None),

House Committees
Judiciary

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING AUTHORIZING SHARING INFORMATION BETWEEN STATE**
102 **AND LOCAL GOVERNMENT AGENCIES RELATED TO LEGAL**
103 **MARIJUANA.**

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://www.leg.state.co.us/billsummaries>.)

For retail marijuana licensing purposes, the bill allows a local jurisdiction to submit fingerprints for purposes of conducting a criminal history background check or to acquire a name-based criminal history check if the licensee's fingerprints are unclassifiable.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

HOUSE
2nd Reading Unamended
February 19, 2014

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

2 **SECTION 1.** In Colorado Revised Statutes, 12-43.4-306, **amend**
3 (2) (c) as follows:

4 **12-43.4-306. Persons prohibited as licensees - definitions.**

5 (2) (c) At the time of filing an application for issuance of a state retail
6 marijuana establishment license, an applicant shall submit a set of his or
7 her fingerprints and file personal history information concerning the
8 applicant's qualifications for a state license on forms prepared by the state
9 licensing authority. The state licensing authority ~~OR LOCAL JURISDICTION~~
10 shall submit the fingerprints ~~and the local jurisdiction may forward~~
11 ~~fingerprints~~ to the Colorado bureau of investigation for the purpose of
12 conducting fingerprint-based criminal history record checks. The
13 Colorado bureau of investigation shall forward the fingerprints to the
14 federal bureau of investigation for the purpose of conducting
15 fingerprint-based criminal history record checks. The state licensing
16 authority ~~OR LOCAL JURISDICTION~~ may acquire a name-based criminal
17 history record check for an applicant or a license holder who has twice
18 submitted to a fingerprint-based criminal history record check and whose
19 fingerprints are unclassifiable. An applicant who has previously
20 submitted fingerprints for state ~~OR LOCAL~~ licensing purposes may request
21 that the fingerprints on file be used. The state licensing authority ~~OR~~
22 ~~LOCAL JURISDICTION~~ shall use the information resulting from the
23 fingerprint-based criminal history record check to investigate and
24 determine whether an applicant is qualified to hold a state ~~OR LOCAL~~
25 license pursuant to this article. The state ~~LICENSING AUTHORITY~~ or local
26 ~~licensing authority~~ ~~JURISDICTION~~ may verify any of the information an

1 applicant is required to submit.

2 **SECTION 2. Safety clause.** The general assembly hereby finds,
3 determines, and declares that this act is necessary for the immediate
4 preservation of the public peace, health, and safety.