

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

April 27, 2015
Date

Committee on Agriculture, Livestock, & Natural Resources.

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

SB15-014 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend reengrossed bill, page 7, line 4, after the period add "AN
2 EMPLOYEE, CONTRACTOR, OR OTHER SUPPORT STAFF EMPLOYED BY A
3 LICENSED ENTITY PURSUANT TO ARTICLE 43.3 OR 43.4 OF TITLE 12, C.R.S.,
4 OR WORKING IN OR HAVING ACCESS TO A RESTRICTED AREA OF A LICENSED
5 PREMISES PURSUANT TO ARTICLE 43.3 OR 43.4 OF TITLE 12, C.R.S., MAY
6 BE A PRIMARY CAREGIVER."

7 Page 14, after line 10 insert:

8 "SECTION 7. In Colorado Revised Statutes, 6-1-105, **add** (1)
9 (hhh) as follows:

10 **6-1-105. Deceptive trade practices.** (1) A person engages in a
11 deceptive trade practice when, in the course of the person's business,
12 vocation, or occupation, the person:

13 (hhh) KNOWINGLY REPRESENTS THAT HEMP, HEMP OIL, OR ANY
14 DERIVATIVE OF A HEMP PLANT CONSTITUTES RETAIL MARIJUANA OR
15 MEDICAL MARIJUANA UNLESS IT FULLY SATISFIES THE DEFINITION OF SUCH
16 PRODUCTS PURSUANT TO SECTION 12-43.4-103 (15), C.R.S., OR SECTION
17 12-43.3-104 (7), C.R.S.

18 **SECTION 8.** In Colorado Revised Statutes, 25-1.5-106, **amend**
19 (12) (b) (IV) as follows:

20 **25-1.5-106. Medical marijuana program - powers and duties**
21 **of state health agency - rules - medical review board - medical**
22 **marijuana program cash fund - subaccount - created - repeal.**

1 (12) **Use of medical marijuana.**(b) A patient or primary caregiver shall
2 not:

3 (IV) Possess medical marijuana or otherwise engage in the use of
4 medical marijuana in or on the grounds of a school or in a school bus;
5 EXCEPT WHEN THE POSSESSION OR USE OCCURS IN ACCORDANCE WITH A
6 SCHOOL DISTRICT BOARD POLICY ESTABLISHED PURSUANT TO 22-1-119.3,
7 C.R.S.;

8 **SECTION 9.** In Colorado Revised Statutes, 22-1-119.3, **amend**
9 (3) (c) as follows:

10 **22-1-119.3. Policy for student possession and administration**
11 **of prescription medication - rules.** (3) (c) A student shall not possess
12 or self-administer medical marijuana on school grounds, upon a school
13 bus, or at any school-sponsored event; EXCEPT THAT A SCHOOL DISTRICT
14 MAY ADOPT A POLICY, IN ACCORDANCE WITH THE REQUIREMENTS OF THIS
15 SECTION, THAT AUTHORIZES A STUDENT'S PARENT OR A MEDICAL
16 PROFESSIONAL WHO ACCOMPANIES A STUDENT TO SCHOOL, ON THE
17 SCHOOL BUS, OR TO ANY SCHOOL-SPONSORED EVENT AND ASSISTS THE
18 STUDENT WITH THE ADMINISTRATION OF MEDICAL MARIJUANA TO POSSESS
19 AND ADMINISTER MEDICAL MARIJUANA TO THE STUDENT IN AN
20 APPROPRIATE LOCATION ON SCHOOL GROUNDS, UPON A SCHOOL BUS, OR
21 AT ANY SCHOOL-SPONSORED EVENT. A POLICY PERMITTING A PARENT OR
22 MEDICAL PROFESSIONAL TO ADMINISTER MEDICAL MARIJUANA TO A
23 STUDENT MUST REQUIRE THAT THE STUDENT HOLD A VALID
24 RECOMMENDATION FOR MEDICAL MARIJUANA, THAT THE ADMINISTERING
25 PARENT BE THE STUDENT'S PRIMARY CAREGIVER OR THAT THE
26 ADMINISTERING MEDICAL PROFESSIONAL BE EMPLOYED SPECIFICALLY TO
27 ASSIST THE STUDENT IN ADMINISTERING MEDICAL MARIJUANA, AND THAT
28 THE LOCATION AND METHOD OF ADMINISTRATION OF MEDICAL MARIJUANA
29 DOES NOT CREATE SIGNIFICANT RISK TO OTHER STUDENTS."

30 Renumber succeeding sections accordingly.

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