

NOTE: The governor signed this measure on 6/6/2016.



SENATE BILL 16-191

BY SENATOR(S) Steadman, Grantham, Lambert, Aguilar, Crowder, Heath, Hodge, Jones, Kefalas, Kerr, Merrifield, Newell, Todd; also REPRESENTATIVE(S) Rankin, Hamner, Young, Conti, Esgar, Garnett, Ginal, Navarro, Tyler.

CONCERNING MARIJUANA RESEARCH FUNDED BY THE MARIJUANA TAX CASH FUND, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

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

SECTION 1. In Colorado Revised Statutes, 23-1-104, **amend** (1) (b) (II) as follows:

23-1-104. Financing the system of postsecondary education - report - repeal. (1) (b) (II) For the 2010-11 fiscal year and for fiscal years beginning on or after July 1, 2016, the general assembly shall also make annual appropriations of cash funds, other than cash funds received as tuition income or as fees, as a single line item to each governing board for the operation of its campuses. Each governing board shall allocate said cash fund appropriations to the institutions under its control in the manner deemed most appropriate by the governing board; EXCEPT THAT, IF THE GENERAL ASSEMBLY APPROPRIATES MONEY PURSUANT TO SECTION

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

23-31.5-112 TO THE BOARD OF GOVERNORS OF THE COLORADO STATE UNIVERSITY SYSTEM, THAT MONEY IS NOT INCLUDED WITHIN THE SINGLE LINE ITEM APPROPRIATION DESCRIBED IN THIS SUBPARAGRAPH (II).

SECTION 2. In Colorado Revised Statutes, **add 23-31.5-112** as follows:

23-31.5-112. Board of governors of the Colorado state university system - powers relating to the receipt and use of certain tax revenues. THE GENERAL ASSEMBLY MAY ALLOCATE REVENUES FROM THE MARIJUANA TAX CASH FUND CREATED IN SECTION 39-28.8-501, C.R.S., TO THE BOARD OF GOVERNORS OF THE COLORADO STATE UNIVERSITY SYSTEM. THE BOARD OF GOVERNORS OF THE COLORADO STATE UNIVERSITY SYSTEM MAY USE SUCH REVENUES FOR EDUCATION AND RESEARCH PROGRAMS AT COLORADO STATE UNIVERSITY - PUEBLO, INCLUDING BUT NOT LIMITED TO THE SCIENTIFIC AND SOCIAL SCIENCE RESEARCH OF MARIJUANA AND OTHER MATTERS THAT IMPACT THE STATE AND ITS REGIONS. WHILE CONDUCTING THE MARIJUANA RESEARCH, COLORADO STATE UNIVERSITY - PUEBLO IS ENCOURAGED TO CONSULT WITH THE SCIENTIFIC ADVISORY COUNCIL ESTABLISHED PURSUANT TO SECTION 25-1.5-106.5 (3) (a) (I), C.R.S., AND THE RETAIL MARIJUANA PUBLIC HEALTH ADVISORY COUNCIL ESTABLISHED PURSUANT TO SECTION 25-1.5-110, C.R.S.

SECTION 3. In Colorado Revised Statutes, 24-33.5-516, **amend (1) and (2) introductory portion; and add (4) as follows:**

24-33.5-516. Study marijuana implementation. (1) The division shall gather data and undertake or contract for a scientific study of law enforcement's activity and costs related to the implementation of section 16 of article XVIII of the state constitution over the two-year period beginning January 1, 2006, and over the two-year period beginning January 1, 2014 AND EACH TWO-YEAR PERIOD THEREAFTER. THE STUDIES CONDUCTED AFTER JULY 1, 2016, MAY INCLUDE RELEVANT COMPARISONS TO LAW ENFORCEMENT'S ACTIVITY BEFORE THE LEGALIZED SALE OF RETAIL MARIJUANA.

(2) To be included in the study, the division or contractor must have data for ~~both~~ EACH of the two-year periods described in subsection (1) of this section. The study must include information concerning:

(4) THE DIVISION SHALL ISSUE A REPORT OF EACH SCIENTIFIC STUDY AND PROVIDE IT TO THE JUDICIARY COMMITTEES OF THE SENATE AND HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, THE JOINT BUDGET COMMITTEE, AND THE DEPARTMENT OF REVENUE AND SHALL POST A COPY ON THE DIVISION'S WEBSITE.

SECTION 4. In Colorado Revised Statutes, 24-38.3-101, **amend** (2) as follows:

24-38.3-101. Office of marijuana coordination - creation.

(2) The office of marijuana coordination shall coordinate the executive branch response to the legalization of retail marijuana as directed by the governor. The coordination of the executive branch response includes strategic planning, coordination of regulations, educational content planning and implementation, community engagement, budget coordination, data collection, DATA SHARING IN CONSULTATION WITH THE JOINT TECHNOLOGY COMMITTEE, and analysis functions, and any other duties deemed necessary and appropriate by the director of the office or the governor.

SECTION 5. In Colorado Revised Statutes, 24-38.3-102, **amend** (2) (d) as follows:

24-38.3-102. Coordination among agencies - marijuana messaging. (2) In furtherance of coordinating the oversight of retail and medical marijuana across state agencies, the office of marijuana coordination shall:

(d) Identify AND ADDRESS data gaps in the impact of marijuana legalization on public health, safety, or economics across the state IN CONSULTATION WITH THE JOINT TECHNOLOGY COMMITTEE;

SECTION 6. Appropriation. For the 2016-17 state fiscal year, \$900,000 is appropriated to the department of higher education for use by the board of governors of the Colorado state university system. This appropriation is from the marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S. To implement this act, the board of governors may use this appropriation for cannabis-related research and education programs at Colorado state university - Pueblo.

SECTION 7. Appropriation. For the 2016-17 state fiscal year, \$79,992 is appropriated to the department of public safety for use by the division of criminal justice. This appropriation is from the marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S., and is based on an assumption that the department will require an additional 1.0 FTE. To implement this act, the department may use this appropriation for the study of marijuana implementation.

SECTION 8. Effective date. This act takes effect July 1, 2016.

SECTION 9. Safety clause. The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Bill L. Cadman
PRESIDENT OF
THE SENATE

Dickey Lee Hullinghorst
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Effie Ameen
SECRETARY OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO