

GOVERNOR'S MARIJUANA IMPACT ASSESSMENT COUNCIL

MEETING MINUTES

10/6/15 | 10:00-12:00 | Room 1699, Herschler Building

Meeting called by Co-Chairs Forslund and Reed

Type of meeting Third Meeting

Facilitator Cari Cuffney, WDH

Note taker Franz Fuchs, WDH

Timekeeper Cari Cuffney, WDH

Attendees: Thomas Forslund, Chair; Mike Reed, Co-Chair; Steve Butler, Steve Corsi, John Cox, Bob Lampert, Doug Miyamoto, Peter Michael, Col. Kebin Haller, Ernie Johnson, Jillian Balow, Lt. Col. Ratliff, Tom Gorman, Dr. Charles Ksir, Dr. Stephen Bieber, Pete Obermueller, Ernie Johnson, Gillian Balow, Dr. Michael Enright, , Rep. James Byrd, Shelly Simonton, Dr. Wendy Braund

Notes

10:07 - Meeting called to order.

10:08 - Minutes reviewed and approved.

1010: State Superintendent of Public Instruction Jillian Balow provided an update on the Education Subcommittee activities, which focused on identifying both policy questions and research resources.

1016: Rep. Byrd provided an update of Legislative Subcommittee, which focused on a presentation by Colorado revenue officials on marijuana enforcement activities. Specific recommendations for any future legislation:

- Ensure there is a dedicated revenue stream for the enforcement agency.
- Ensure enough lead time and resources are built in to implement policies and work out details.
- Local control issues are significant.

1026 - 1037: Director Forslund and Director Cox shared their observations on the Legislative Subcommittee meeting.

- Complex and high-cost regulatory requirements; Colorado Dept. of Revenue has at least 100 employees dedicated to marijuana enforcement.
- 3 guideposts followed by CO regulators: preventing (1) distribution to minors, (2) criminal enterprise involvement and (3) diversion of legal marijuana to other states.
- Colorado legislators would never have never legalized marijuana on their own; it came through ballot initiative – suboptimal policy design, have to live with consequences.
- The Wyoming ballot initiative has neither local control, nor dedicated revenue.
- As far as local control in Colorado, ~70% of communities have said no.
- Regulation construct from gaming industry, not liquor. Recommended against liquor construct.

1037 - 1039: Dr. Ksir discussed preemptive legislative action vs. the existing ballot initiative. Rep. Byrd offered to research this issue.

1039 - 1059: Dr. Braund provided an update on the Health subcommittee, whose focus thus far has been on examining (a) the health implications of medical marijuana, allowed for some time in Colorado, and (b) the effects of the more recent legalization of recreational marijuana.

- Dr. Ksir noted that the Subcommittee don't really know how big of an increase in utilization would occur; there is limited health research allowed due to marijuana being Schedule I drug.
- Director Corsi noted that at \$50,000 per FTE x 130 new FTE, ~6.5 million in SGF costs would be incurred by building up a regulatory staff similar to Colorado.
- Dr. Braund and Steve Butler noted that the prescription drug monitoring system will not track medical marijuana prescriptions, due to Schedule I status. A separate system would be required to track physician recommendations, which would incur additional costs, as well as not being integrated into the existing system used by providers. The Health Subcommittee will look into ways to coordinate medical marijuana across providers.

1059 - 1129: Lt.Col Ratliff and Director Lampert provided an update on the Criminal Justice subcommittee. Areas of focus included:

- Rocky Mountain HIDTA report
- Locations where legal/tolerated
- Vehicular crashes and drug-alcohol interactions
- Crime surrounding dispensaries/grow operations
- Manpower/training/budgetary impact on law enforcement /crime lab / courts
- Crime rates/recidivism
- Juvenile delinquency
- Asset seizure/forfeiture
- Organized crime

Discussion centered on limits of data collection and reliability (effects of pre-post legalization), staffing and funding issues (e.g. Denver Policy having dedicated marijuana enforcement positions), security at dispensaries/grow operations and cash transportation needs, drug-related arrest data, impacts on the Arapahoe and Eastern Shoshone, juvenile delinquency, and drug-related incarceration.

1129 - 1149: Director Miyamoto provided an update on the Agriculture/Revenue Subcommittees. The Revenue Subcommittee has focused on:

- Touring a Colorado grow operation and a testing lab
- Researching other states' statutes, license fee data, personnel, software issues
- Gray market created under the medical marijuana "caregiver" provision
- Pesticides – none approved for use on marijuana
- Attempting to build fiscal impact statement for Wyoming using expected demand models

The Agriculture Subcommittee has focused on issues surrounding the interface between federal and State requirements:

- Industrial hemp, and the problems when crops exceed a THC cap of 0.3%
- Seed importation requiring a permit from DEA with an individual specified.
- Pesticides; worker protection on pesticide application and pesticide residue adversely impacting health of consumers.

1149 – Steve Butler and Dr. Ksir provided an update on the Research Subcommittee, explaining the research rating system and providing examples.

1159 – Cari Cuffney promulgated information on the Denver Marijuana Management Symposium Nov 5-6th.

1200 – Floor opened for public comment. No public comment

1201 – Proposal for fifth meeting. WDH will send out Doodle poll to confirm times.

12:02 – Meeting adjourned.