

STATE OF COLORADO

Bill Ritter, Jr., Governor
James B. Martin, Executive Director

Dedicated to protecting and improving the health and environment of the people of Colorado

4300 Cherry Creek Dr. S. Laboratory Services Division
Denver, Colorado 80246-1530 8100 Lowry Blvd.
Phone (303) 692-2000 Denver, Colorado 80230-6928
TDD Line (303) 691-7700 (303) 692-3090
Located in Glendale, Colorado
<http://www.cdphe.state.co.us>



Colorado Department
of Public Health
and Environment

NOTICE OF PUBLIC RULE-MAKING HEARING BEFORE THE COLORADO BOARD OF HEALTH

NOTICE is hereby given pursuant to the provisions of Section 24-4-103, C.R.S., that the Colorado Board of Health will conduct a public rule-making hearing to consider the promulgation of:

Amendments to 5 CCR 1006-2 – Rules and Regulations Pertaining to the Medical Use of Marijuana

Date: July 20, 2009
Time: 9:00 a.m. – 4:00 p.m.
Place: Turnhalle
Tivoli Student Union, Conference Room 250
Auraria Campus
900 Auraria Parkway
Denver, CO 80204-1852

NOTE: The Turnhalle is disabled accessible and will accommodate approximately 450 people. See reverse for directions to the Tivoli Student Union.

Hearing Subjects/Issues Involved/Statutory Authority

The purpose of this hearing is to receive public comments on proposed rules further defining the term “primary care-giver” and clarifying the phrase “significant responsibility for managing the well-being of a patient”; requiring that signatures on Medical Marijuana Registry applications and related forms be notarized; providing parameters for the number of patients to whom a primary care-giver may provide services; requiring compliance with the Colorado Secure and Verifiable Identity Document Act, C.R.S. § 24-72.1-1-101 et seq.; and altering the process for changing a care-giver’s listing in the Medical Marijuana Registry. These proposed rules were previously published on February 10, 2009, and the proposed rules filed today are identical.

The proposed rules have been developed by the Center for Health and Environmental Information and Statistics Division of the Colorado Department of Public Health and Environment pursuant to Section 25-1.5-106, C.R.S. These proposed rules were previously filed with the Secretary of State’s Office on January 30, 2009. The proposed rules have not changed and have been available for comment since February 10, 2009.

Contact for more information and/or copies of the proposed rules: Colorado Department of Public Health and Environment, Center for Health and Environmental Information and Statistics Division, CHEIS-ADM-A1, 4300 Cherry Creek Drive S., Denver, CO 80246, (303) 692-2184. The proposed amendments will also be available on the Board’s Web site at <http://www.cdphe.state.co.us/op/bh/index.html> under “Notices of Upcoming Public Rulemaking Hearings and Draft Proposed Rules.”

Participation in Public Rule-Making Hearing/Submission of Written Comments

The Board of Health strongly encourages all interested parties to participate in the hearing by providing written data, views, or comments prior to the hearing. At the discretion of the Chair, oral testimony at the hearing may be limited to five minutes or less, depending on the number of persons wishing to comment. Additionally, the Chair may limit duplicative or repetitive testimony.

These proposed rules are the same as those previously published on February 10, 2009. Persons that submitted written comments prior to April 29, 2009 should not resubmit those comments. Written materials not previously provided shall be submitted no later than May 15, 2009 to allow the Board sufficient time to review the comments prior to the meeting. All written comments received since the original February 10, 2009 notice of rulemaking will be provided to the Board for consideration.

(Continued)

Persons wishing to submit new written comments or views should submit them to:

Colorado Board of Health
C/O Linda Shearman, Program Assistant
Colorado Department of Public Health and Environment
4300 Cherry Creek Drive South EDO-A5
Denver, CO 80246-1530
FAX: 303-691-7702, e-mail: linda.shearman@state.co.us

The proposed rules, together with the proposed statement of basis and purpose, specific statutory authority and regulatory analysis, will be available for inspection at the above address by any person at least five working days prior to the hearing.

Dated this 30th day of April 2009.

/S/ James B. Martin

James B. Martin
Executive Director

PLEASE NOTE: Arrangements will be made to accommodate individuals who wish to participate in the hearing via telephone conference. Instructions for accessing the teleconference will be published on the Department of Public Health and Environment website at <http://www.cdphe.state.co.us/medmj.html> at least 20 days before the hearing.

The Turnhalle is disabled accessible and will accommodate approximately 450 people. The Auraria campus is accessible by light rail and RTD bus. Parking is also available for an hourly fee. A map of the Auraria Campus is available at <http://www.ahec.edu/campusmaps/maps.htm>.

DIRECTIONS TO TIVOLI STUDENT UNION

Traveling North on I-25

Take I-25 North to Auraria Parkway exit
Take Auraria Parkway Exit (only goes towards downtown area)
Take Auraria to 9th Street
Turn Right onto 9th Street
Tivoli Student Union is on the corner of Auraria and 9th Street
Parking is on your right

Traveling South on I-25 (or South on Speer Blvd.)

(Use these directions if coming from Boulder also)

Take I-25 South to Speer Blvd. South Exit
Take Speer South past Elitch's to Auraria Parkway
Turn right onto Auraria Parkway
Take Auraria Parkway to 9th Street
Turn left onto 9th Street
Tivoli Student Union is on the corner of Auraria and 9th Street
Parking is on your right

Traveling North on Speer Blvd.

Take Speer Blvd. North to Auraria Parkway
Turn left onto Auraria Parkway
Take Auraria Parkway to 9th Street
Turn left onto 9th Street
Tivoli Student Union is on the corner of Auraria and 9th Street
Parking is on your right