

# **Colorado Commission on Criminal and Juvenile Justice Drug Policy Task Force: Implementation of Amendment 64**

## **Charter**

### **MISSION**

The Drug Policy Task Force shall make recommendations to the Colorado Commission on Criminal and Juvenile Justice (CCJJ). The Commission will consider, review, analyze and determine which recommendations to forward to the General Assembly regarding criminal laws that should be revised to ensure that Title 18, C.R.S. is consistent with the State Constitution: Article XVIII, Section 16 (Personal Use and Regulation of Marijuana). The Commission shall:

- Forward recommendations to the General Assembly by December 15, 2013.
- Consider, when developing recommendations:
  - that “Section 16” intent was to decriminalize consumption of small amounts of marijuana, create a lawful marketplace to obtain safe and legal marijuana, protect against youth access and consumption of marijuana, and eliminate the illicit drug marketplace for marijuana;
  - the recommendations of the Amendment 64 Implementation Task Force;
  - ways to harmonize conflicts raised by sections (parts) 5 to 10 of the introduced version of house bill 13-1317 and sections 12-43.3-901, 12-43.4-901, and 18-18-414, C.R.S.; and
  - penalties for unlawful activities by persons eighteen years of age or older but under twenty-one years of age involving marijuana pursuant to “Section 16.”
- Make recommendations that assist in eliminating participation in the illicit drug market for marijuana by buyers, sellers, and producers, including appropriate fines and criminal sanctions on all activity that occurs outside the legal marketplace.

The Drug Policy Task Force will gather and analyze relevant information pertaining to the above issues and will make specific recommendations to the CCJJ, which will make recommendations to the General Assembly.

### **BACKGROUND**

The CCJJ’s original Drug Policy Task Force was established in 2009 and produced a variety of recommendation from 2009 through 2012. This original group concluded its primary scope of work in February 2013 and entered a hiatus period. With the passage of SB 13-283 which revised article 22 of title 13 mandating the Drug Policy Task Force to produce recommendations specific to Amendment 64 as stated above, a smaller version of the task force has been reconstituted to accomplish this charge.

**The work of the reconstituted Drug Policy Task Force will be conducted within a four month period.** Due to the tight timeframe established by the General Assembly, along with the fact that that any forthcoming recommendations from the task force will also need to be approved by the CCJJ, working within the timeline below is essential.

- July 2013: Initial meeting and scope of work defined. Determine how task force will approach the work. (First meeting)
- July 2013: Further clarify and define issues to be addressed and data and information needed to consider potential recommendations. (Second meeting)
- August 2013: Identify, develop and draft preliminary recommendations. (Third meeting)
- August 2013: Finalize recommendations and approve to move forward to the Commission. (Fourth meeting)
- September 2013: Recommendations presented to the Commission.
- October 2013: Commission finalizes recommendations to forward to the General Assembly.
- November 2013: Recommendations and report prepared for the Commission.
- December 2013: Final report presented to the General Assembly.

## **STRUCTURE**

- The Drug Policy Task Force will make recommendations to the Commission, which will, in turn, make recommendations to the General Assembly.
- The Drug Policy Task Force shall comprise a representative sampling of stakeholders.
- The Drug Policy Task Force co-chairs will be Commission members.
- Non-member participation shall be at the discretion of the co-chairs.
- Commission staff will assist in the planning of the Task Force.
- Research staff from the DCJ Office of Research and Statistics will
  - Work with the chairs to organize meetings and prepare the meeting agenda
  - Will provide data and information, to the extent possible
  - At the request of the Task Force will,
    - Provide information on existing knowledge and research

**ESTIMATED DATE FOR COMPLETION:**

- September 2013 → Task Force must report initial recommendations to the Commission.
- October 2013 → Commission must approve recommendations at the October meeting.
- November 2013 → Commission staff and Task Force members prepare the final report for CCJJ and the General Assembly.
- December 2013 → Commission submits final report and recommendations to the General Assembly on or before December 15, 2013.

**MEETING FREQUENCY & DURATION**

*Meeting details are TENTATIVE. Check the CCJJ calendar for updated information...  
[www.colorado.gov/ccjdir/Calendar/CCJJCalendar.html](http://www.colorado.gov/ccjdir/Calendar/CCJJCalendar.html) .*

Date: Wednesday, July 10  
Time: 9am – Noon  
Location: Ralph Carr Judicial Building

Date: Wednesday, July 24  
Time: 1:30pm – 4:30pm  
Location: TBD

Date: Wednesday, August 7  
Time: 1:30pm – 4:30pm  
Location: TBD

Date: Wednesday, August 21  
Time: 1:30pm – 4:30pm  
Location: TBD

Date: Wednesday, September 4  
Time: 1:30pm – 4:30pm  
Location: TBD

Date: Wednesday, September 11 (if needed)  
Time: 1:30pm – 4:30pm  
Location: TBD

Date: Wednesday, October 9 (if needed)  
Time: 1:30pm – 4:30pm  
Location: TBD

Date: Wednesday, November 6 (if needed)  
Time: 1:30pm – 4:30pm  
Location: TBD

**MEMBERS:**

**TASK FORCE CO-CHAIRS:**

Eric Philp, CCJJ and Probation Services

Charlie Garcia, CCJJ and Denver Crime Prevention and Control Commission

**TASK FORCE MEMBERSHIP:**

Maureen Cain, Colorado Criminal Defense Bar

Marc Condojani, Division of Behavioral Health

Brian Connors, Public Defender's Office

Christie Donner, Colorado Criminal Justice Reform Coalition

Matt Durkin, Attorney General's Office

Mike Foote, House District 12

Ron Kammerzell, Department of Revenue

Tom Raynes, Colorado District Attorney's Council

Pat Steadman, Senate District 31

Mark Waller, House District 15 (unconfirmed)

**TASK FORCE STAFF:** Kim English and Germaine Miera, Division of Criminal Justice