

**Minutes of the Colorado Bar Association's  
Cannabis Law Committee Meeting**

October 5, 2017  
1900 Grant St, Denver, CO 80203

Graham Gerritsen, in his capacity as Chair of the Cannabis Law Committee (“**CLC**” or the “**Committee**”), called the meeting to order at 12:10 pm.

The following were in attendance:

Graham Gerritsen, Chair  
Meghan Brennan  
Aaron Gray  
Brett Gross  
Hugh Ilenda  
Rachael Ardunay  
Keenan Jones

The following attended by phone:

Sahib Singh

A. The next CLC meeting will be held at 1900 Grant St, Denver, CO 80203, on November 2, 2017, at noon.

B. The Committee first discussed the recent CLE on cannabis and ethics. Generally, those who participated thought it was a good CLE with good turnout (15-20 present live, 6-7 on the phone). Concerns were shared that telephonic participants could not ask questions. On the topic of ethics, the Committee then discussed whether cannabis compliance companies were participating in the unauthorized practice of law. **ACTION ITEM(S):** The Committee was asked to give this more thought and think of ethical solutions to use cannabis compliance companies in the representation of clients.

C. The Committee next discussed additional, possible CLE topics. Suggested topics included (1) partnering with other sections such as Business, Labor & Employment, Solo/Small Firms to discuss the intersection of cannabis law with other areas of practice; (2) intellectual property/patent law; and (3) a CLE led by the Marijuana Enforcement Division (the “**MED**”) and/or its attorney(s). **ACTION ITEM(S):** Ms. Ardunay will share her labor & employment contact with Mr. Singh.

D. The Committee then discussed the next legislative push at the state level to reform state drug-testing laws and regulations. Specifically, 5-10 legislators have expressed interest in exempting marijuana from drug-testing laws and regulations. Some Committee members expressed concerns about marijuana’s federal status and how employers’ federal funds may be

jeopardized by such a legislative change. **ACTION ITEM(S):** Mr. Singh will obtain input on *Coats v. Dish Network* from a colleague.

E. Ms. Brennan then updated the Committee on the MED Catch-All Working Group. Ms. Brennan explained that the majority of the working group's discussion centered around new testing rules and their impact on the industry. Ms. Brennan also updated the Committee on the working group's discussion on new packaging and labelling regulations and how they may impact the industry. Ms. Brennan noted that public comment on these new rules and regulations remained open until 5:00 pm on October 16, 2017. **ACTION ITEM(S):** Ms. Ardunay will draft an action alert to Committee members suggesting they consider submitting public comment, either individually or on behalf of clients. (**NOTE(S):** Ms. Ardunay completed this action item on October 11, 2017. Additionally, the MED extended the public comment period to 9:00 am on October 23, 2017.)

F. The Committee briefly discussed the interests the MED recognizes, and noted that some interests have not been applied for and/or have not yet been approved. **ACTION ITEM(S):** none.

G. The Committee briefly discussed Denver's efforts to enact public consumption rules to satisfy Proposition 300, and noted that neither side of the debate is pleased with the final product. **ACTION ITEM(S):** none.

H. The Committee finally discussed the proposed Happy Hour among Committee members and perhaps another CBA section/committee. Ms. Ardunay updated the Committee on her efforts to finalize logistics. The Solo/Small Firm section expressed interest in co-hosting but inquired about money. The Committee suggested the Happy Hour occur on a Tuesday or Thursday the week of November 6, or November 13, 2017, perhaps November 9. The Committee expressed interest in a second Happy Hour to occur in February 2018. **ACTION ITEM(S):** Ms. Ardunay will continue finalizing logistics, and will update the Committee once a time/place is set.

Mr. Gerritsen adjourned the meeting at 1:12 pm.

Respectfully submitted,

/s/ Keenan M. Jones  
Keenan M. Jones