Marijuana Delivery in Denver: Frequently Asked Questions

Excise and Licenses
Office of Marijuana Policy

August 27, 2021



What is the difference between a transporter license and a delivery permit?

- A transporter license allows the licensee to do business-to-business transportation of marijuana.
- A delivery permit is an add-on to a transporter license that allows the licensee to also do home deliveries in addition to business-to-business transportation.

Can I deliver marijuana to the customer if I am a store with a delivery permit?

- No. Stores in Denver must contract with a transporter holding a Denver delivery permit to deliver to customers.
- Stores outside of Denver must contract with a transporter holding a Denver delivery permit to deliver to customers in Denver.

Does each employee of a delivery company need a delivery permit too?

• No. Employees do not need their own delivery permits; however, they must have a valid Employee License issued by MED.



MJ DELIVERY PERMITS Use filters to limit >>>



16
PERMITS



How can I find out which stores and transporters have delivery permits?

This <u>list of marijuana</u>
 <u>delivery permits</u> is
 available on our
 <u>website</u> and is updated daily.

License Type	City License Status	Entity Name	Trade Name	License Expiration Date	Report Date
Medical Marijuana Center	License Issued - Active	LGK LLC	STRAWBERRY FIELDS	9/18/2022	8/24/2021
Medical Marijuana Center	License Issued - Active	SBUD LLC	STARBUDS	11/18/2021	8/24/2021
Retail Marijuana Store	License Issued - Active	SBUD LLC	STARBUDS	1/1/2022	8/24/2021
Retail Marijuana Store	License Issued - Active	SBUD LLC	STARBUDS	1/7/2022	8/24/2021
Retail Marijuana Store	License Issued - Active	DKC, LLC	DENVER KUSH CLUB	1/1/2022	8/24/2021
Retail Marijuana Store	License Issued - Active	E2T2 LLC	COOKIES BROADWAY	5/19/2022	8/24/2021
Retail Marijuana Store	License Issued - Active	LGK LLC	STRAWBERRY FIELDS	10/31/2022	8/24/2021
Medical Marijuana Center	License Issued - Active	LBW CONSULTING GROUP, LLC	SEED & SMITH	3/8/2022	8/24/2021
Retail Marijuana Store	License Issued - Active	L'EAGLE SERVICES LLC	L'EAGLE	5/13/2022	8/24/2021
Retail Marijuana Store	License Issued - Active	ROYAL ASSET MANAGEMENT, LLC	DIEGO PELLICER	11/7/2021	8/24/2021
Retail Marijuana Store	License Issued - Active	LBW CONSULTING GROUP LLC		11/20/2021	8/24/2021
Marijuana Transporter	License Issued - Active	MILLINISPHERE LLC	MILLINISPHERE TRANSPORTATION SERVICES	8/19/2022	8/24/2021
Marijuana Transporter	License Issued - Active	DOOBBA LLC	DOOBBA	7/22/2022	8/24/2021
Marijuana Transporter	License Issued - Active	DOOBBA LLC	DOOBBA	7/22/2022	8/24/2021
Marijuana Transporter	License Issued - Active	SHW LOGISTICS LLC	HIGH DEMAND DELIVERY	8/6/2022	8/24/2021
Marijuana Transporter	License Issued - Active	GRN BUS		8/3/2022	8/24/2021



How long is it taking the city to process applications for delivery permits?

- Generally, about a week for stores and about 4-5 weeks for transporters.
- When businesses are responsive, follow application instructions, and are prepared for inspections, it can take 3-4 weeks.

Who should I contact with questions about my application?

- Cannabis Process Navigator Joey Pena (joey.pena@denvergov.org)
- Schedule time to meet with Joey.



How can I prepare for my inspection?

- Read the rules!
- MED Rule Series 3-615 Regulated Marijuana Delivery Permits
- <u>DRMC Sec. 6-210</u> Marijuana Delivery Permits
- Review the inspection checklist.



Delivery Vehicle Inspection Checklist

This list is subject to change at any time and without notice.

- ✓ Vehicle Documents
 - ✓ Vehicle registration in vehicle
 - ✓ Proof of Insurance in vehicle
 - ✓ Copy of state business license and delivery permit in vehicle (only applicable if state licenses and permits have been issued)
 - ✓ Copy of city business license and city delivery permit in vehicle (not applicable for new license inspections, applicable on annual inspections)
- ✓ Record Keeping (not applicable on new license inspections)
 - ✓ Transport manifests
 - ✓ Record of sale (e.g., receipt) for all cannabis in vehicle
- ✓ Vehicle Tracking System
 - ✓ Vehicle tracking system is operational at the time of inspection.
 - ✓ The system tracks and records delivery routes
 - ✓ The system has real-time and remote access (may be app-based)
 - ✓ Real-time location is location hidden from customers
- ✓ Vehicle Markings
 - ✓ Has no external markings that indicate the vehicle is used for delivery of marijuana or owned/leased by a marijuana business

- ✓ Security Alarm System
 - ✓ Verify vehicle has security alarm system
 - ✓ Security alarm system is operational at the time of inspection
- ✓ Secure Storage
 - Has a secure, locked, opaque storage compartment that is securely affixed to the vehicle
 - ✓ Has no marijuana visible from outside of the vehicle
- ✓ Video Surveillance
 - ✓ Video surveillance is operational at the time of inspection
 - ✓ Vehicle is equipped with surveillance that digitally records during all deliveries
 - ✓ Cameras cover the marijuana storage compartment, records the front view of vehicle
- ✓ Video Retention
 - ✓ Has 40 days of video retention with date and time embedded (40-day requirement is not applicable on all new license inspections)
- ✓ Electronic ID Scanner
 - ✓ Electronic ID scanner is operational at the time of inspection



How do I add or remove a delivery vehicle from my fleet?

- You must complete and submit an Addition or Removal of Delivery Motor Vehicle Application. The <u>application form</u> and stepby-step instructions are on the <u>Apply for a Marijuana</u> Delivery Permit website.
- Each vehicle MUST pass inspections before it can be used for deliveries.
- ONLY include those vehicles that are ready to be inspected.



Addition or Removal of Delivery Motor Vehicle Application

Updated August 15, 2021

Application Requirements

A single application form may be used for multiple licenses <u>at a single address</u> and <u>with identical controlling beneficial owners</u>. For licenses at different addresses and/or under different entity names with different controlling beneficial owners, please submit separate application forms. Applications must be complete and include all required documents. Legal documents included as part of this application must be properly signed and executed. All materials must be legible. You must fill in "N/A" in fields that are not applicable. <u>Incomplete applications will be rejected</u>. On the application, <u>only include vehicles that are ready for inspection</u>. All vehicles listed on the application must pass an inspection with an Excise and Licenses inspector before <u>any of the listed vehicles</u> can be used to conduct deliveries.

Delivery Permit Restrictions

Prior to July 1, 2024, medical and retail marijuana stores cannot conduct their own deliveries and must have a valid Denver delivery permit to accept orders for delivery. Medical and retail marijuana stores with valid Denver delivery permits must contract with licensed Denver transporters who have valid Denver delivery permits to conduct deliveries. Prior to July 1, 2024, only medical or retail marijuana transporters who qualify as a social equity applicant as defined in Chapter 6, Article V of the Denver Revised Municipal Code and who hold a valid Denver transporter license and a valid Denver delivery permit may deliver regulated marijuana to private residences of customers and patients, subject to the provisions of the Denver Revised Municipal Code and the Colorado Marijuana Code.

Required Fees

No fee

License Information

Please provide the information for the license(s) with which the delivery vehicle(s) will be associated.

Any Delivery Motor Vehicle must be owned or leased by the Medical Marijuana Store, Retail Marijuana Store, Medical Marijuana Transporter, Retail Marijuana Transporter, or an Owner Licensee of the Regulated Marijuana Business that holds the delivery permit. Each Delivery Motor Vehicle must be registered in the State of Colorado and must be insured. You may print and complete additional copies of this page as needed.

Business File Number	State License Number	License Type	
		Select One	
	D E	Select One	

Applicant Information

Entity Name		
Trade Name (DBA)		
Are you a licensed Transporter with no Licensed Premises?	Yes No No	

Vehicle Information

Any Delivery Motor Vehicle must be owned or leased by the Medical Marijuana Store, Retail Marijuana Store, Medical Marijuana Transporter, Retail Marijuana Transporter, or an Owner Licensee of the Regulated Marijuana Business that holds the delivery permit. Each Delivery Motor Vehicle must be registered in the State of Colorado and must be insured. You may print and complete additional copies of this page as needed.

The owner or lessee of the delivery motor vehicles must complete and pass all required inspections for the delivery motor vehicles before the vehicles can be used to conduct deliveries. On the application, only include vehicles that are ready for inspection. All vehicles listed on the application must pass an inspection with an Excise and Licenses inspector before any of the listed vehicles can be used to conduct deliveries.

Vehicle Identification Number (VIN)	License Plate Number	Name of Vehicle Owner or Lessee	Add or Remove	
			Add 🔵	Remove O
			Add	Remove O
			Add	Remove
			Add	Remove
			Add	Remove
			Add	Remove O
			Add	Remove O
			Add	Remove
			Add 🔵	Remove O
			Add	Remove O
	_	_	Add	Remove



Who creates and updates the transport manifest – the store or the transporter?

Generally, the store creates and modifies the transport manifest. If the transporter modifies information in the transport manifest, the transporter is required to maintain a physical licensed premises.

What if someone steals the memory card out of the surveillance camera in my vehicle?

Video surveillance footage must be kept for a minimum of 40 days and be reproducible upon request from law enforcement, MED, or EXL. You are responsible for retaining this footage and may face a violation if you do not have 40 days of footage or cannot produce footage upon request.

What receipts am I required to have in the vehicle?

You must keep a record of sale for all marijuana in the vehicle. This could be a receipt (paper or electronic) or other record of sale, as long as it shows the retail price of each marijuana order in the vehicle.



Is there a restriction on the distance that marijuana can be delivered?

 No, there is no limit on the distance of the delivery from the originating store.

Can I deliver to a residence outside of Denver?

 Yes, as long as the residence is located in a jurisdiction that allows marijuana delivery and has not prohibited deliveries from outside its jurisdiction.

Can I pick up an order from a store outside of Denver and deliver to a residence in Denver?

 Yes, as long as you have a contract with the store, and the store has a valid state delivery permit and, if applicable, a delivery permit from its local licensing authority.



Can I deliver marijuana to a park, restaurant, or other public property?

No. You can only deliver to private residences. Delivery to public or commercial property is not allowed.

Is delivery to a short-term rental allowed?

Yes. In Denver, short-term rentals must be private residences. Delivery to private residences is allowed.

Is delivery to a hotel allowed?

If the customer or patient lives at the hotel, and the hotel does not prohibit marijuana on its premises, then yes. Marijuana businesses should verify that the customer or patient lives at the hotel and that the hotel does not prohibit marijuana on the premises before delivering to a hotel.



What are the advertising rules for delivery businesses?

Delivery businesses are subject to the same advertising rules as all other marijuana businesses in Denver (note that these requirements may be stricter than the state's requirements and may be different in other cities).

✓ Allowed ✓

- Advertisements in a newspaper, magazine, or other periodical as long as 71.6% of the audience is reasonably believed to be 21+ for retail marijuana and 18+ for medical marijuana
- Advertising that is purely incidental to sponsorship of a charitable event as long as 71.6% of the audience is reasonably believed to be 21+ for retail marijuana and 18+ for medical marijuana
- Apparel, consumer goods, or paraphernalia containing a marijuana business's name, logo, or distinct design features, but no other advertising of the business. (Consumer goods means goods primarily used for personal, family, or household purposes. This does not include vehicles.)

X NOT Allowed X

- External markings that indicate that the vehicle is owned or leased by a marijuana business or being used for marijuana delivery
- Advertising visible to the public from a public place
- Billboards or other outdoor advertising devices
- Vehicle-mounted, hand-held, or other portable signs
- Handbills, leaflets, or fliers distributed in a public place, left on a motor vehicle, or posted on public or private property
- False advertising or advertising that appeals to minors



Can you make a second delivery to a home to a different individual? (For example, if one roommate ordered in the morning and then the other roommate orders to the same address in the afternoon)

- No. A licensee cannot deliver marijuana to the same person or residence more than once per day and cannot deliver to a person or residence if the licensee knows or reasonably should know that the person or private residence already received a delivery that same business day.
- However, a licensee may deliver to more than one person at the same private residence at the same time.

What if I can't complete a delivery order? (For example, the person presented a fake ID or wasn't home to receive the order)

• If you can't complete a delivery order for any reason, you must return the marijuana to the store it came from. If the container is unopened and has not been tampered with, the store may return the marijuana into its inventory. Otherwise, the marijuana must be destroyed.



Have More Questions?

Denver

If you have questions about Denver's rules and regulations, email marijuanainfo@denvergov.org.

• ¿Necesitas ayuda en español? Email <u>licenses@denvergov.org</u>

State

If you have questions about the state's rules and regulations, use the Colorado Marijuana Enforcement Division's <u>inquiry form</u>.

 Review the <u>Marijuana Enforcement Division's Delivery FAQ</u> document.

