

CHAPTER 26
PROPOSED AMENDMENTS

Sec. 26-88-252. – Enforcement.

(a) Enforcement.

- (1) Enforcement of Violations. A violation of Sections 26-88-250 through 258 is subject to enforcement under Chapter 1.
- (2) Enforcing Officer. The Director and the Agricultural Commissioner are authorized to enforce the provisions of Sections 26-88-250 through 258 and serve as the enforcing officer for purposes of Chapter 1.

(b) Suspension, Revocation or Modification.

- (1) Cause for Revocation. A permit, license or approval issued under Sections 26-88-250 through 258 may be suspended, revoked, or modified by the agency having jurisdiction, if the Director or the Agricultural Commissioner determines any of the following:
 - a. Circumstances under which the permit was granted have changed and the public health, safety, and welfare require the suspension, revocation, or modification;
 - b. The permit was granted, in whole or in part, on the basis of a misrepresentation or omission of a material statement in the permit application; or
 - c. A condition or standard of the permit has not been substantially fulfilled or has been violated.
- (2) Revocation Process. A suspension, revocation, or modification action taken by the Department of Agriculture/Weights and Measures is subject to prior notice and the opportunity for an administrative hearing. A suspension, revocation, or modification action taken by the Permit and Resource Management Department is subject to review and appeal procedures pursuant to Chapter 26.
- (3) Effect of Revocation.
 - a. The revocation of a cannabis permit terminates the permit and the privileges granted by the permit.
 - b. The permit holder and each person who meets the definition of cannabis business owner of the permit holder cannot apply for or be issued a permit for any commercial cannabis activity for at least 2 years.