

Chief Judge Directive 16-06
Medical Marijuana Use While on Probation

Replaces CJD 16-01 - Repealed

- I. Purpose: to address C.R.S. 18-1.3-204(1)(b) and (2)(a)(VII) regarding the possession or use of medical marijuana while on probation.

- II. Scope of Directive: this Chief Judge Directive applies to all cases in the 11th judicial district in which a defendant is placed on probation and desires to use medical marijuana while on probation.

- III. Directive: if a probationer desires to continue to use medical marijuana while on probation and is not automatically disqualified from doing so pursuant to C.R.S. 18-1.3-204(2)(a)(VIII)(A) the defendant must inform the sentencing judge in writing. Upon receipt of the written request of the defendant, the sentencing judge may, pursuant to C.R.S. 18-1.3-204(2)(a)(VIII)(B), approve the use of medical marijuana, prohibit the use of medical marijuana or set a hearing on the matter.

/s/ Patrick W. Murphy_____

Patrick W. Murphy, Chief Judge, 11th Judicial District

Signed in Salida, Colorado this 12th day of October, 2016