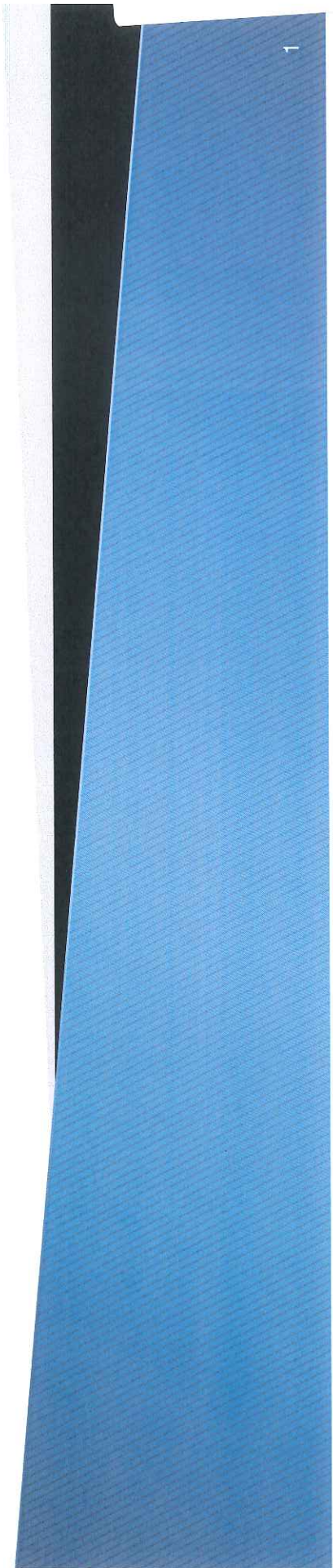




HB14-1366 Report Presentation

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HB1366 Stakeholder Working Group

- Met four times from August to November
- Consisted of:
 - CDPHE Representative
 - DOR and MED Representatives
 - Retail Marijuana Licensees
 - Child Abuse Prevention Experts
 - Advocates for Children's Health
 - State Legislators
 - Law Enforcement
 - Food Manufacturing Expert
- A total of 15 Recommendations and 44 sub-recommendations were submitted for consideration and inclusion in the final report



Report Structure

- General/Introduction
- Guiding Principles for Rulemaking
 - Defensible, Operable, Transparent, Systematic
 - Applied to both Regulators and Licensees
- Previous work groups and rulemaking for edibles
- Categorization of edible products, and identification methods
- Discussion over legislative intent and practicable
- 4 Strategic Options + 3 additional recommendations
- The Recommendations
- Appendix Q



The work group had extensive discussion regarding the legislative intent of HB1366.

- There was disagreement whether all marijuana edibles were required to be “clearly identifiable” outside of the package.
- There was disagreement regarding the intended definition of the term “practicable” .

As a result, the report identifies 4 strategic options for the Legislature to consider and provide direction.

4 Strategic Options

(in order of least restrictive to most restrictive)

1. **Take no action at this time.**
 - Allowing time to determine if the rules effective October 30, 2014 are sufficient for the public to identify these products and prevent accidental ingestion.
2. **Strengthen packaging and labeling requirements for edible marijuana products.**
 - SLA rulemaking authority to promulgate rules on labeling
3. **Identify edible marijuana products outside their packaging by marking, shaping or coloring all products that can be readily marked, shaped, or colored.**
4. **Limit or ban categories of edible marijuana products or particular edible marijuana products if they cannot be rendered clearly identifiable outside their packaging by marking, shaping, or coloring.**

Clarification Needed

- **Legislative Intent**
 - (1) whether edible retail marijuana products must be identifiable outside their packaging; and if so,
 - (2) what should be done regarding those edible retail marijuana products that cannot be made readily identifiable outside their packaging.
- **Meaning of “Practicable”**
 - (1) “capable of being done” no matter the cost, or
 - (2) includes a cost analysis



Next Steps

- Clarify debated issues
- Indicate through legislation which strategic option to pursue for the rulemaking required by January 1, 2016



Thank you

