



**State Expenditures**

Because the bill references packaging and container requirements that are already included in MED rules, this bill is not expected to impact the workload or expenditures of the MED.

**Local Government Impact**

This bill impacts local governments by changing the classification of the crime for selling retail marijuana to a person under 21 from a class 2 to a class 1 misdemeanor. The penalty for a class 1 misdemeanor is a fine of up to \$5,000, incarceration in a county jail for up to 18 months, or both. Because the courts have the discretion of incarceration, imposing a fine, or both, the fiscal impact at the local level cannot be determined. The cost to house an offender in county jails varies from \$45 to \$50 per day in smaller rural jails to \$62 to \$65 per day for larger Denver-metro area jails. For the current fiscal year, the state reimburses county jails at a daily rate of \$51.45 to house state inmates.

**Comparable Crime Section**

Pursuant to Section 2-2-322 (2.5), C.R.S., Legislative Council Staff is required to include certain information in the fiscal note for any bill that creates a new crime, changes the classification of an existing crime, or changes an element of the existing crime that creates a new factual basis for the offense. This bill changes the classification of the crime for selling retail marijuana to a person under 21 from a class 2 to a class 1 misdemeanor. Because this offense has only been effective since January 1, 2014, the crime for selling medical marijuana to a person without a valid medical marijuana registry card by a medical marijuana licensee is used as a proxy. One person has been found guilty of selling medical marijuana to a person without a valid registry card in the past 5 years, indicating that the penalty under this will be a strong deterrent and not create a significant increase in offenses.

**Effective Date**

The bill takes effect upon signature of the Governor, or upon becoming law without his signature.

**State and Local Government Contacts**

Judicial  
Municipalities

Revenue  
Counties

Public Safety  
Sheriffs

Corrections  
Public Health