

**NOTE: The governor signed this measure on 5/21/2014.**

# An Act

HOUSE BILL 14-1366

BY REPRESENTATIVE(S) Singer and McNulty, Dore, Becker, Gardner, Ginal, Lawrence, McCann, Melton, Murray, Rankin, Ryden, Stephens, Szabo, Buckner, Conti, Fields, Garcia, Gerou, Hamner, Labuda, Landgraf, Mitsch Bush, Primavera, Priola, Rosenthal, Schafer, Scott, Vigil, Wilson, Young, Exum, Hullinghorst, Kagan, Pettersen, Williams, Ferrandino; also SENATOR(S) Johnston and King, Aguilar, Crowder, Heath, Hill, Jones, Kerr, Newell, Nicholson, Rivera, Roberts, Schwartz, Todd, Zenzinger.

CONCERNING REASONABLE RESTRICTIONS ON THE SALE OF EDIBLE RETAIL MARIJUANA PRODUCTS.

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1. Legislative declaration.** (1) It is the intent of the Colorado General Assembly that any person engaged in sale of retail marijuana or its derivatives shall not explicitly or implicitly market or offer for sale these products to anyone under the age of 21.

(2) It is further the intent of the general assembly to:

(a) Protect people from the unintentional ingestion of edible retail marijuana products; and

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

(b) Ensure that edible retail marijuana products are readily identifiable by the general public.

**SECTION 2.** In Colorado Revised Statutes, 12-43.4-202, **add** (3) (c.5) as follows:

**12-43.4-202. Powers and duties of state licensing authority - rules - repeal.** (3) (c.5) (I) PURSUANT TO THE AUTHORITY GRANTED IN PARAGRAPH (b) OF SUBSECTION (2) OF THIS SECTION, ON OR BEFORE JANUARY 1, 2016, THE STATE LICENSING AUTHORITY SHALL PROMULGATE RULES REQUIRING THAT EDIBLE RETAIL MARIJUANA PRODUCTS BE CLEARLY IDENTIFIABLE, WHEN PRACTICABLE, WITH A STANDARD SYMBOL INDICATING THAT IT CONTAINS MARIJUANA AND IS NOT FOR CONSUMPTION BY CHILDREN. THE SYMBOLS PROMULGATED BY RULE OF THE STATE LICENSING AUTHORITY MUST NOT APPROPRIATE SIGNS OR SYMBOLS ASSOCIATED WITH ANOTHER COLORADO BUSINESS OR INDUSTRY.

(II) ON OR BEFORE AUGUST 1, 2014, THE STATE LICENSING AUTHORITY SHALL CONVENE A STAKEHOLDERS GROUP, INCLUDING BUT NOT LIMITED TO REPRESENTATIVES OF THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, RETAIL MARIJUANA STORE LICENSEES, RETAIL MARIJUANA PRODUCTS MANUFACTURERS LICENSEES, CHILD ABUSE PREVENTION EXPERTS, AND ADVOCATES FOR CHILDREN'S HEALTH, TO MAKE RECOMMENDATIONS FOR RULES ON HOW EDIBLE RETAIL MARIJUANA PRODUCTS CAN BE CLEARLY IDENTIFIABLE, WHEN PRACTICABLE, TO INDICATE THAT IT CONTAINS MARIJUANA, IS NOT FOR CONSUMPTION BY CHILDREN, AND IS SAFE FOR CONSUMERS. PRIOR TO FEBRUARY 1, 2015, THE STATE LICENSING AUTHORITY SHALL REPORT ITS FINDINGS TO THE HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE AND THE HEALTH INSURANCE & ENVIRONMENT COMMITTEE OF THE HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES.

**SECTION 3. Safety clause.** The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

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Mark Ferrandino  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

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Morgan Carroll  
PRESIDENT OF  
THE SENATE

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Marilyn Eddins  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

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Cindi L. Markwell  
SECRETARY OF  
THE SENATE

APPROVED \_\_\_\_\_

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John W. Hickenlooper  
GOVERNOR OF THE STATE OF COLORADO