

Second Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 14-0988.01 Jerry Barry x4341

**HOUSE BILL 14-1366**

**HOUSE SPONSORSHIP**

**Singer and McNulty**, Dore, Becker, Gardner, Ginal, Lawrence, McCann, Melton, Murray,  
Rankin, Ryden, Stephens, Szabo

**SENATE SPONSORSHIP**

**Johnston and King**,

**House Committees**

Health, Insurance, & Environment

**Senate Committees**

Health & Human Services

**A BILL FOR AN ACT**

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

**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)*

The department of revenue (department) rules currently require all retail marijuana and retail marijuana products to be in packaging meeting requirements similar to the federal "Poison Prevention Packaging Act of 1970". The bill limits this provision to edible retail marijuana products.

The bill requires the department, on or before January 1, 2016, to

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.

*Capital letters indicate new material to be added to existing statute.*

*Dashes through the words indicate deletions from existing statute.*

HOUSE  
3rd Reading Unamended  
April 21, 2014

HOUSE  
Amended 2nd Reading  
April 17, 2014

adopt rules requiring edible retail marijuana products to be shaped, stamped, colored, or otherwise marked with a standard symbol indicating that it contains marijuana and is not for consumption by children.

Current law prohibits a retail marijuana products licensee (manufacturer) from adding marijuana to a trademarked food product unless the trademarked food product is part of a recipe and the manufacturer does not represent that the final product contains a trademarked food product. The bill expands this prohibition to knowingly adding marijuana to food products that a reasonable consumer would confuse with a trademarked food product. It also prohibits knowingly adding marijuana to a product that is primarily marketed to children.

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

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

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

8 **12-43.4-202. Powers and duties of state licensing authority -**  
9 **rules - repeal.** (3) (c.5) (I) PURSUANT TO THE AUTHORITY GRANTED IN  
10 PARAGRAPH (b) OF SUBSECTION (2) OF THIS SECTION, ON OR BEFORE JULY  
11 1, 2014, THE STATE LICENSING AUTHORITY SHALL CONVENE A  
12 STAKEHOLDERS GROUP TO DISCUSS RECOMMENDATION ON HOW EDIBLE  
13 RETAIL MARIJUANA PRODUCTS CAN BE SHAPED, STAMPED, COLORED OR  
14 OTHERWISE MARKED TO INDICATE THAT IT CONTAINS MARIJUANA, IS NOT  
15 FOR CONSUMPTION BY CHILDREN, AND IS SAFE FOR CONSUMERS. THE  
16 STATE LICENSING AUTHORITY SHALL REPORT ITS FINDINGS TO THE HEALTH  
17 AND HUMAN SERVICES COMMITTEE OF THE SENATE AND THE HEALTH  
18 INSURANCE & ENVIRONMENT COMMITTEE OF THE HOUSE OF  
19 REPRESENTATIVES AS PART OF ITS PRESENTATION PURSUANT TO ARTICLE

1 7 OF TITLE 2, C.R.S. ==

2 **SECTION 3. Safety clause.** The general assembly hereby finds,  
3 determines, and declares that this act is necessary for the immediate  
4 preservation of the public peace, health, and safety.