

**UPDATED SUMMARY  
HOUSE BILL 14-1037**

**Second Regular Session - Sixty-ninth Colorado General Assembly**

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*This summary applies to the reengrossed version of this bill as introduced in the second house. It does not reflect any amendments that may be subsequently adopted. This summary reflects only the main points of the legislation.*

It is unlawful to distribute, dispense, manufacture, *display for sale, offer for sale, attempt to sell*, or sell any product that is ~~labeled as incense or any other trademark~~ if the ~~product~~ contains any amount of any synthetic cannabinoid. A violation is a deceptive trade practice, and the violator shall be subject to a civil penalty of not less than \$10,000 and not more than \$500,000 for each violation. A person shall forfeit and pay to the general fund of the state a civil penalty of not less than \$25,000 and not more than \$500,000 for each violation if the person distributes, dispenses, or sells the product to a minor under the age of 18 and the person is at least 18 years of age and at least 2 years older than the minor.

*A person is deemed to have committed a violation for each individually packaged product that he or she distributed, dispensed, manufactured, displayed for sale, offered for sale, attempted to sell, or sold.*

~~The statute of limitations shall be tolled while a law enforcement agency awaits the results of a requested laboratory analysis of material, including but not limited to product samples or blood, urine, or saliva samples, to determine whether the material contains any amount of any synthetic cannabinoid.~~

~~On or before and after September 1, 2014, the director of the Colorado bureau of investigation (bureau) shall establish a division within the bureau to address the enforcement of laws prohibiting the possession and distribution of synthetic cannabinoids, cathinones, and other designer drugs. The duties of the division shall include the purchase and maintenance of at least 10 field testing units, which shall maintain materials and equipment to be made available by the bureau to law enforcement agencies of the state and to the liquor enforcement division within the department of revenue for the purpose of analyzing and identifying illegal substances in a timely manner presumptive identification of synthetic cannabinoids or any other designer drugs.~~

*The bill amends existing provisions relating to the distribution of cathinones to conform to the bill's new provisions relating to synthetic cannabinoids.*