

SB26-066

## SENATE FLOOR AMENDMENT

Third Reading

BY SENATOR Jodeh

1 Amend engrossed bill, page 3, strike lines 12 through 25 and substitute  
2 "practice requirements; and

3 (d) Therefore, the general assembly should take action to protect  
4 Coloradans by requiring that compounded weight-loss medications are  
5 sourced from FDA-registered and -inspected facilities and that those  
6 medications contain safe and pharmaceutical-grade ingredients."

7 Page 4, line 2, strike "**labeling requirements - deceptive advertising -**".

8 Page 4, line 3, strike "**rules -**".

9 Strike pages 5 through 10 and substitute:

10 "(2) **Prohibited conduct.** A PERSON ENGAGES IN A DECEPTIVE  
11 TRADE PRACTICE WHEN, IN THE COURSE OF THE PERSON'S BUSINESS,  
12 VOCATION, OR OCCUPATION, THE PERSON:

13 (a) MAKES A FALSE OR MISLEADING CLAIM, INCLUDING AN  
14 UNSUBSTANTIATED CLAIM, ABOUT A COMPOUNDED WEIGHT-LOSS  
15 MEDICATION WHEN THE PERSON IS ADVERTISING OR OTHERWISE  
16 PROMOTING THE COMPOUNDED WEIGHT-LOSS MEDICATION;

17 (b) DISTRIBUTES A COMPOUNDED WEIGHT-LOSS MEDICATION TO A  
18 PERSON WHEN THE DISTRIBUTOR IS NOT LEGALLY AUTHORIZED TO  
19 DISTRIBUTE OR TRANSFER THE BULK DRUG SUBSTANCES USED IN THE  
20 COMPOUNDED WEIGHT-LOSS MEDICATION;

21 (c) MAKES A MATERIALLY FALSE OR MISLEADING REPRESENTATION  
22 THAT THE COMPOUNDED WEIGHT-LOSS MEDICATION IS APPROVED BY THE  
23 FDA WHEN THE COMPOUNDED WEIGHT-LOSS MEDICATION IS NOT  
24 APPROVED BY THE FDA; OR

25 (d) MAKES A MATERIALLY FALSE, MISLEADING, OR UNVERIFIED  
26 CLAIM REGARDING THE EFFICACY, SAFETY, COMPARATIVE PERFORMANCE,  
27 CLINICAL OUTCOMES, OR OTHER THERAPEUTIC BENEFITS OF THE  
28 COMPOUNDED WEIGHT-LOSS MEDICATION WHEN THE PERSON IS  
29 ADVERTISING OR OTHERWISE PROMOTING THE COMPOUNDED WEIGHT-LOSS  
30 MEDICATION.

31 (3) **Enforcement.**

32 (a) PURSUANT TO SECTION 6-1-105 (1)(qqqq), THE ATTORNEY  
33 GENERAL MAY ENFORCE THIS SECTION AS A DECEPTIVE TRADE PRACTICE."

34 Page 11, strike lines 1 through 7.

1 Page 11, strike lines 14 through 19 and substitute:

2 "(4) **Applicability.** THIS SECTION DOES NOT APPLY TO:".

3 Page 11, line 20, strike "(I)" and substitute "(a)".

4 Page 11, line 23, strike "(II)" and substitute "(b)".

5 Page 11, line 25, strike "(III)" and substitute "(c)".

6 Page 11, line 27, strike "(IV)" and substitute "(d)".

7 Page 12, line 2, strike "(V)" and substitute "(e)".

8 Page 12, line 3, strike "(VI)" and substitute "(f)".

9 Page 12, line 5, strike "(VII)" and substitute "(g)".

10 Page 12, after line 5 insert:

11 "SECTION 3. In Colorado Revised Statutes, 6-1-105, **add**  
12 (1)(qqqq) as follows:

13 **6-1-105. Unfair or deceptive trade practices - definitions.**

14 (1) A person engages in a deceptive trade practice when, in the  
15 course of the person's business, vocation, or occupation, the person:

16 (qqqq) VIOLATES SECTION 6-1-741."

17 Page 12, strike lines 6 through 12 and substitute:

18 "SECTION 4. **Act subject to petition - effective date -**  
19 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following  
20 the expiration of the ninety-day period after final adjournment of the  
21 general assembly (August 12, 2026, if adjournment sine die is on May 13,  
22 2026); except that, if a referendum petition is filed pursuant to section 1  
23 (3) of article V of the state constitution against this act or an item, section,  
24 or part of this act within such period, then the act, item, section, or part  
25 will not take effect unless approved by the people at the general election  
26 to be held in November 2026 and, in such case, will take effect on the  
27 date of the official declaration of the vote thereon by the governor.

28 (2) This act applies to conduct occurring on or after the applicable  
29 effective date of this act."

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