

Second Regular Session
Seventieth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 16-1034.01 Michael Dohr x4347

HOUSE BILL 16-1436

HOUSE SPONSORSHIP

Pabon and Ginal, Dore, Lundeen, Becker K., Brown, Conti, Landgraf, Lontine, Navarro, Primavera, Rankin, Thurlow, Windholz

SENATE SPONSORSHIP

Newell,

House Committees
Business Affairs and Labor

Senate Committees

A BILL FOR AN ACT

101 CONCERNING A PROHIBITION ON EDIBLE MARIJUANA PRODUCTS THAT
102 ARE SHAPED IN A MANNER TO ENTICE A CHILD.

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 bill requires the state marijuana licensing authority to promulgate rules that prohibit the production and sale of edible marijuana products that resemble the form of a human, animal, or fruit.

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

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.

1 **SECTION 1.** In Colorado Revised Statutes, 12-43.3-202, **add**
2 (2.5) (a) (II) as follows:

3 **12-43.3-202. Powers and duties of state licensing authority -**
4 **rules.** (2.5) (a) Rules promulgated pursuant to paragraph (b) of
5 subsection (1) of this section must include, but need not be limited to, the
6 following subjects:

7 (II) A PROHIBITION ON THE PRODUCTION AND SALE OF EDIBLE
8 MEDICAL MARIJUANA-INFUSED PRODUCTS THAT RESEMBLE THE FORM OF
9 A HUMAN, ANIMAL, OR FRUIT.

10 **SECTION 2.** In Colorado Revised Statutes, 12-43.4-202, **amend**
11 (3) (c) (VII) and (3) (c) (VIII); and **add** (3) (c) (IX) as follows:

12 **12-43.4-202. Powers and duties of state licensing authority -**
13 **rules.** (3) (c) Rules promulgated pursuant to paragraph (b) of subsection
14 (2) of this section must also include the following subjects, and the state
15 licensing authority may seek the assistance of the department of public
16 health and environment when necessary before promulgating the rules:

17 (VII) Prohibition or regulation of additives to any retail marijuana
18 product, including but not limited to those that are toxic, designed to
19 make the product more addictive, designed to make the product more
20 appealing to children, or misleading to consumers, but not including
21 common baking and cooking items; ~~and~~

22 (VIII) Permission for a local fire department to conduct an annual
23 fire inspection of a retail marijuana cultivation facility; AND

24 (IX) A PROHIBITION ON THE PRODUCTION AND SALE OF EDIBLE
25 RETAIL MARIJUANA PRODUCTS THAT RESEMBLE THE FORM OF A HUMAN,
26 ANIMAL, OR FRUIT.

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

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