



## Legislative Council Staff

*Nonpartisan Services for Colorado's Legislature*

# Final Fiscal Note

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<b>Drafting Number:</b>	LLS 23-0948	<b>Date:</b>	August 1, 2023
<b>Prime Sponsors:</b>	Rep. Lindstedt; Sharbini Sen. Rodriguez	<b>Bill Status:</b>	Signed into Law
		<b>Fiscal Analyst:</b>	Clayton Mayfield   303-866-5851 clayton.mayfield@coleg.gov

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**Bill Topic:** ALLOW RETAIL MARIJUANA ONLINE SALES

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**Summary of Fiscal Impact:**

<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

The bill allows retail marijuana stores to accept online payments. Starting in FY 2023-24, the bill minimally increases state workload.

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**Appropriation Summary:** No appropriation is required.

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**Fiscal Note Status:** The fiscal note reflects the enacted bill.

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## Summary of Legislation

The bill allows retail marijuana stores to accept online payments. An individual must be physically present at the store to take possession of marijuana products purchased online, unless the purchase is connected to a lawful delivery order. The bill clarifies that stores must follow the same protocols and requirements for online sales as in-person sales, including age and identity verification, and providing warning and educational materials.

## Background

Under current law, retail marijuana stores and transporters can conduct deliveries of marijuana products if they have been issued a delivery permit by the Department of Revenue. Payment for delivery orders must be through any authorized method, including pre-payment or payment on delivery. The bill allows for online payment at the point of sale in addition to these methods.

## **State Revenue and Expenditures**

The bill impacts workload in the Department of Revenue (DOR) due to rulemaking necessary to implement the provisions of the bill, with legal support from the Department of Law (DOL). Overall, any workload increase is minimal and no change in appropriations is required. Allowing for online sale of retail marijuana products is not expected to have a net impact on state revenue from tax collections.

## **Effective Date**

The bill was signed into law by the Governor on June 1, 2023, and takes effect on August 7, 2023, assuming no referendum petition is filed.

## **State and Local Government Contacts**

Counties

Law

Revenue