

CHAPTER 235

PROFESSIONS AND OCCUPATIONS

HOUSE BILL 14-1361

BY REPRESENTATIVE(S) McNulty and Singer, Melton, Dore, Becker, DeGrosso, Gardner, Ginal, Landgraf, Lawrence, McCann, Murray, Navarro, Nordberg, Pabon, Ryden, Saine, Stephens, Swalm, Szabo, Wright, Buckner, Exum, Fields, Hamner, Labuda, Lee, May, Mitsch Bush, Pettersen, Primavera, Salazar, Schafer, Young;
also SENATOR(S) Guzman and King, Crowder, Johnston, Newell, Rivera, Roberts.

AN ACT

CONCERNING THE AUTHORITY OF THE STATE LICENSING AUTHORITY TO ESTABLISH EQUIVALENCIES FOR RETAIL MARIJUANA PRODUCTS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

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

SECTION 1. In Colorado Revised Statutes, 12-43.4-202, **add** (3) (a.5) as follows:

12-43.4-202. Powers and duties of state licensing authority - rules.
(3) (a.5) (I) PURSUANT TO THE AUTHORITY GRANTED IN PARAGRAPH (b) OF SUBSECTION (2) OF THIS SECTION, ON OR BEFORE JANUARY 1, 2016, THE STATE LICENSING AUTHORITY SHALL PROMULGATE RULES ESTABLISHING THE EQUIVALENT OF ONE OUNCE OF RETAIL MARIJUANA FLOWER IN VARIOUS RETAIL MARIJUANA PRODUCTS INCLUDING RETAIL MARIJUANA CONCENTRATE.

(II) PRIOR TO PROMULGATING THE RULES REQUIRED BY SUBPARAGRAPH (I) OF THIS PARAGRAPH (a.5), THE STATE LICENSING AUTHORITY MAY CONTRACT FOR A SCIENTIFIC STUDY TO DETERMINE THE EQUIVALENCY OF MARIJUANA FLOWER IN RETAIL MARIJUANA PRODUCTS INCLUDING RETAIL MARIJUANA CONCENTRATE.

SECTION 2. In Colorado Revised Statutes, 12-43.4-402, **amend** (3) (a) as follows:

12-43.4-402. Retail marijuana store license - definitions - repeal. (3) (a) (I) A RETAIL MARIJUANA STORE MAY NOT SELL MORE THAN ONE OUNCE OF RETAIL MARIJUANA OR ITS EQUIVALENT IN RETAIL MARIJUANA PRODUCTS, INCLUDING

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

RETAIL MARIJUANA CONCENTRATE, DURING A SINGLE TRANSACTION TO A PERSON WHO HAS A VALID IDENTIFICATION CARD SHOWING THAT THE PERSON IS A RESIDENT OF THE STATE OF COLORADO.

(II) A retail marijuana store may not sell more than a quarter of an ounce of retail marijuana ~~and no more than a quarter of an ounce~~ OR ITS EQUIVALENT OF A IN RETAIL MARIJUANA PRODUCT PRODUCTS, INCLUDING RETAIL MARIJUANA CONCENTRATE, during a single transaction to a person who does not have a valid identification card showing that the person is a resident of the state of Colorado.

(III) AS USED IN THIS PARAGRAPH (a), "EQUIVALENT IN RETAIL MARIJUANA PRODUCTS" HAS THE SAME MEANING AS ESTABLISHED BY THE STATE LICENSING AUTHORITY BY RULE PURSUANT TO SECTION 12-43.4-202 (3) (a.5).

SECTION 3. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the marijuana cash fund created in section 12-43.3-501 (1), Colorado Revised Statutes, not otherwise appropriated, to the department of revenue, for the fiscal year beginning July 1, 2014, the sum of \$100,000, or so much thereof as may be necessary, for allocation to the marijuana enforcement division for a scientific study to determine the equivalency of marijuana flower in retail marijuana products.

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

Approved: May 21, 2014