

Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

REVISED

*This Version Includes All Amendments Adopted
on Second Reading in the Second House*

LLS NO. 14-0818.02 Jerry Barry x4341

HOUSE BILL 14-1361

HOUSE SPONSORSHIP

McNulty and Singer, Melton, Dore, Becker, DelGrosso, Gardner, Ginal, Landgraf, Lawrence, McCann, Murray, Navarro, Nordberg, Pabon, Ryden, Saine, Stephens, Swalm, Szabo, Wright

SENATE SPONSORSHIP

Guzman and King,

House Committees

Health, Insurance, & Environment
Appropriations

Senate Committees

Health & Human Services
Appropriations

A BILL FOR AN ACT

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

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 directs the department of revenue (department) to promulgate rules establishing the equivalent of one ounce of retail

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.

SENATE
2nd Reading Unamended
May 5, 2014

HOUSE
3rd Reading Unamended
April 21, 2014

HOUSE
Amended 2nd Reading
April 17, 2014

marijuana flower in various retail marijuana products. The bill authorizes the department to contract for a scientific study of the equivalency of marijuana flower in marijuana products.

The bill prohibits a retail marijuana store from selling more than one ounce of retail marijuana or the equivalent in retail marijuana products during any single transaction to a Colorado resident. Current law prohibits the sale of more than one-quarter ounce of retail marijuana to a person who is not a resident of Colorado. The bill expands this prohibition to include the equivalent of one-quarter ounce in retail marijuana products.

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

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

4 **12-43.4-202. Powers and duties of state licensing authority -**
5 **rules.** (3) (a.5) (I) PURSUANT TO THE AUTHORITY GRANTED IN
6 PARAGRAPH (b) OF SUBSECTION (2) OF THIS SECTION, ON OR BEFORE
7 JANUARY 1, 2016, THE STATE LICENSING AUTHORITY SHALL PROMULGATE
8 RULES ESTABLISHING THE EQUIVALENT OF ONE OUNCE OF RETAIL
9 MARIJUANA FLOWER IN VARIOUS RETAIL MARIJUANA PRODUCTS
10 INCLUDING RETAIL MARIJUANA CONCENTRATE.

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

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

18 **12-43.4-402. Retail marijuana store license - definitions -**
19 **repeal.** (3) (a) (I) A RETAIL MARIJUANA STORE MAY NOT SELL MORE THAN
20 ONE OUNCE OF RETAIL MARIJUANA OR ITS EQUIVALENT IN RETAIL

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

5 (II) A retail marijuana store may not sell more than a quarter of an
6 ounce of retail marijuana ~~and no more than a quarter of an ounce~~ OR ITS
7 equivalent ~~of a~~ in retail marijuana ~~product~~ PRODUCTS, INCLUDING RETAIL
8 MARIJUANA CONCENTRATE, during a single transaction to a person who
9 does not have a valid identification card showing that the person is a
10 resident of the state of Colorado.

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

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

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