



September 26, 2016

INDUSTRY-WIDE BULLETIN: 16-12

RE: UPDATE REGARDING SALES EQUIVALENCY REQUIREMENTS FOR RETAIL MARIJUANA STORES, AND REMINDER FOR UNIVERSAL SYMBOL REQUIREMENTS STARTING OCTOBER 1, 2016

Dear Marijuana Industry Stakeholders:

Pursuant to Industry Bulletin 15-12 released December 8, 2015, the implementation of required sales equivalencies for Retail Marijuana, Retail Marijuana Concentrate, and Retail Marijuana Product was set to go into effect on October 1, 2016. This implementation date remains in effect. The equivalency limits set forth in currently effective rule R 402(C)(1.5) shall be in effect starting October 1, 2016.

However, please be advised that legislation subsequently passed in 2016 modified the equivalency requirements in two ways. First, House Bill 1261 removed the lower quarter ounce limit for non-Colorado residents. As a result, Retail Marijuana Stores are able to sell up to an ounce of Retail Marijuana and its equivalent in Retail Marijuana Concentrate or Retail Marijuana Product to residents and non-residents alike upon proof of age 21 years or older. Second, HB1261 exempted non-edible, non-psychoactive Retail Marijuana Products from the sales limit. This means that Retail Marijuana Products such as ointments, lotions, balms, and other non-transdermal topical products that are not edible or psychoactive do not count toward the one ounce purchase limit.

Also, the Universal Symbol package labeling requirements and marking requirements for Medical Marijuana-Infused Products and Retail Marijuana Products become effective on October 1, 2016. Please review Industry Bulletin 15-09 that was provided on October 30, 2015 for an overview of these requirements and review all necessary rules accordingly for required compliance beginning October 1.



COLORADO

Department of Revenue

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Please note that requirements for Liquid Edible Retail Marijuana Products were changed pursuant to House Bill 16-1427, which was passed in the 2016 legislative session. As a result, Multi-Serving Edible Retail Marijuana Products that are liquid are permitted so long as: “(I) they are packaged in a structure that uses a single mechanism to achieve both child-resistance and accurate pouring measurement of each liquid serving in increments equal to or less than ten milligrams of active THC per serving, with no more than one hundred milligrams of active THC total per package, and (II) the measurement component is within the Child-Resistant cap or closure of the bottle and is not a separate component.”

Regards,

A handwritten signature in black ink, appearing to read 'Jim Burack', written in a cursive style.

Jim Burack
Director
Marijuana Enforcement Division