

**House Bill 14-1366 Work Group
Legislative Report Recommendation Form**

1. Work Group Sponsor (s): Jade Woodard

2. Describe the Recommendation:

This recommendation encompasses a multipronged approach to the prevention of unintentional ingestion by children and youth for consideration by the Colorado Legislature.

Data Analysis: Collect and report data on the consumption of edibles, including over-consumption, unintentional ingestion, youth diversion (in schools) – consider the following as possible sources: law enforcement/first responders, school resource officers, hospitals, poison control centers, departments of public health, and departments of human services.

Education for Parents: Educate parents on storage of marijuana edibles – locked up and in original child resistant packaging – and provide tools to parents for educating their children on marijuana edibles, as well as other legal and illegal substances.

Child Resistant Packaging: Ensure requirements on child resistant packaging are adequate. Consider requirement that each 10mg single serving is in child resistant packaging. Consider legal repercussions for removing product from child proof packaging other than at time of use.

Review Labeling Requirements: Update standardized symbol to clearly indicate product contains marijuana. Review current requirements and include language that directs consumer to keep product in original packaging and store product locked away from children.

Marking of Individual Products: Individually mark products through mold/shape, stamp/imprint, or airbrush/stencil – specifically hard candies, soft candies, chocolate bars, and pills/capsules with standardized symbol.

Limitations of Products: Consider placing limitations on edible marijuana products – specific concerns relate to products that are intentionally made to mimic popular candies (trademark infringements) or products that are identical to popular candies.

3. Which portion or portions of House Bill 14-1366 does this recommendation address (underline all those that apply)?

- a. Protect people from the unintentional ingestion of edible retail marijuana products.
- b. Ensure that edible retail marijuana products are readily identifiable by the general public.
- c. Makes it clear that the product is not for consumption by children.
- d. Makes it clear that the product is safe for consumers.
- e. Utilize a universal symbol.

4. Please summarize the rationale for the recommendation – why is it important?

Through previous conversations of the HB1366 Work Group and review of available data, it is clear that this issue requires a multi-pronged approach to effectively address all of the concerns related to this issue. This recommendation is intended to encompass variety of approaches.

5. Describe how your recommendation addresses the rulemaking guiding principles of being transparent, operable, defensible and systematic for the licensees as well as the Marijuana Enforcement Division.

This recommendation is very broad, thus portions of it are more operable than others. Goal is to increase standardization and child safety which is transparent, defensible, and systematic.

6. What stakeholders, other than licensees and the Marijuana Enforcement Division, would be positively or negatively impacted by this recommendation? Please explain the impact.

This issue affects multiple stakeholders as this issue affects children across the state.

7. What issue or issues does your recommendation resolve? (Please identify the issues)

Primarily focused on prevention of unintentional ingestion of marijuana edibles by children.

8. Is there a dissenting voice on the working group concerning this recommendation? If yes, please provide a summary of the minority opinion about this recommendation.

Unsure.

9. Are you aware of any statutory authority or regulation that supports the basis of this recommendation? If yes, please include it here.

Aligns with CDPHE retail marijuana public education campaign and marijuana data collection requirements being managed by the Division of Criminal Justice.

10. Is the implementation of your recommendation dependent on another decision or action? If yes, specifically what actions or decisions are required before this recommendation can be implemented?

Yes, dependent on the development of an appropriate universal symbol for marijuana products.

11. Will the recommendation have a cost to implement? If yes, please explain the reason for the cost and provide an estimate.

Yes, but unsure of cost.

12. Provide an estimate of how long it would take to implement the recommendation

Unsure.