



COLORADO

Department of Revenue

Enforcement Division - Marijuana
1707 Cole Blvd., Suite 300
Lakewood, CO 80401

August 7, 2018

INDUSTRY-WIDE BULLETIN: 18-10

RE: HB 18-1259 Implementation

Dear Marijuana Industry Stakeholders:

The General Assembly passed House Bill 18-1259, effective August 8, 2018, amending the Colorado Medical Marijuana Code, 12-43.3-101, et seq., C.R.S., and the Colorado Retail Marijuana Code, 12-43.4-101, et seq., C.R.S. to allow, under certain conditions, Optional Premises Cultivation Operations, Medical Marijuana-Infused Product Manufacturers, Retail Marijuana Cultivation Facilities, and Retail Marijuana Product Manufacturing Facilities to provide samples of marijuana to managers employed by the licensee for purposes of quality control/product development. Below you will find specific details regarding implementation of the legislation, however please reference House Bill 18-1259, found at <https://leg.colorado.gov/bills/hb18-1259>, for more comprehensive details and requirements for licensees from the legislation.

Before an Optional Premises Cultivation Operation, Medical Marijuana-Infused Product Manufacturer, Retail Marijuana Cultivation Facility, or Retail Marijuana Product Manufacturing Facility provides any quality control/product development samples it must designate one or more quality control/product development managers in the Inventory Tracking System. Only managers designated in the Inventory Tracking System may receive samples of marijuana for quality control or product development purposes. A Licensee may not designate more than five quality control/product development managers in any calendar month. A manager designated to receive samples of Medical Marijuana, Medical Marijuana Concentrate, or Medical Marijuana-Infused Products must also have a valid Medical Marijuana patient registry identification card.

An Optional Premises Cultivation Operation, Medical Marijuana-Infused Product Manufacturer, Retail Marijuana Cultivation Facility, or Retail Marijuana Product Manufacturing Facility shall provide no more than one quality control/product development sample from each Harvest Batch or Production Batch. Quality control/product development samples are subject to the following limits:

- No more than one gram of Medical Marijuana or Retail Marijuana;
- No more than one-quarter gram of Medical Marijuana Concentrate or Retail Marijuana Concentrate, except that the limit is one-half gram of Medical Marijuana or Retail Marijuana Concentrate if the final product is intended to be used in a vaporizer device;
- No more than one serving size of Edible Medical Marijuana-Infused-Product or the applicable equivalent serving size of non-edible Medical Marijuana-Infused-Product; or



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- No more than one serving size of Edible Retail Marijuana Product or the applicable equivalent serving size of non-edible Retail Marijuana Product.

Regardless of the number of licenses a manager is associated with, in any calendar month an individual manager shall not receive quality control/product development samples totaling more than one ounce of Medical Marijuana or Retail Marijuana, 15 grams of Medical Marijuana Concentrate, 8 grams of Retail Marijuana Concentrate, 14 individual serving sizes of Edible Medical Marijuana Infused-Products or its applicable equivalent in non-edible Marijuana Infused-Product samples, or 14 individual serving sizes of Edible Retail Marijuana Products or its applicable equivalent in non-edible Retail Marijuana Product.

House Bill 18-1259 also authorizes the State Licensing Authority to promulgate rules necessary for the Act's implementation, including requirements for designating managers, inventory tracking, record keeping, and packaging and labeling requirements. A public work group meeting is scheduled for August 24, 2018 to discuss those proposed additional rule requirements. Please visit the MED Rulemaking page found at <https://www.colorado.gov/pacific/enforcement/med-2018-rulemaking> for additional details.

Regards,

Jim Burack
Division Director