STATEMENT OF ADOPTION

To: Lewis Koski, Director, Marijuana Enforcement Division

From: Barbara J. Brohl, Executive Director and State Licensing Authority of the Colorado Department of Revenue

Re: Statement of Adoption

Revised Medical Marijuana Rules, 1 CCR 212-1
Revised Retail Marijuana Rules, 1 CCR 212-2

Pursuant to the state Administrative Procedure Act, Title 24, Article 4, of the Colorado Revised Statutes, I, Barbara J. Brohl, Executive Director of the Colorado Department of Revenue and State Licensing Authority, promulgate the following rules:

Permanent Rules, Medical Marijuana, 1 CCR 212-1

Secretary of State Filing Tracking Number 2015-00499

M 100 Series – General Applicability

Rule M 103 (Revised) – Definitions

Rule M 104 (Revised) – Declaratory Orders Concerning the Medical Marijuana Code

Rule M 106 (New) – Subpoena Fees

M 200 Series - Licensing

Rule M 201 (Revised) – Complete Applications Required: Medical Marijuana Businesses

Rule M 201.5 (New) – Complete Applications Required for Permitted Economic Interests: Medical Marijuana Businesses

Rule M 202 (Revised) – Process for Issuing a New License: Medical Marijuana Businesses

Rule M 202.5 (New) – Process for Obtaining a Permitted Economic Interest: Medical Marijuana Businesses

Rule M 203 (Revised) – Process for Renewing a License: Medical Marijuana Businesses

Rule M 204 (Revised) – Factors Considered When Evaluating Ownership of a License: Medical Marijuana Businesses

Rule M 205 (Revised) – Transfer of Ownership and Changes in Licensed Entities: Medical Marijuana Businesses

Rule M 206 (Revised) – Changing Location of Licensed Premises: Medical Marijuana Businesses

Rule M 210 (Revised and Re-Named) – Schedule of Licensing Administrative Service Fees: All Licensees

Rule M 211 (Revised) – Conversion - Medical Marijuana Business to Retail Marijuana Establishment

Rule M 231 (Revised) – Qualifications for Licensure: Individuals

Rule M 231.5 (New) – Qualifications for Permitted Economic Interests: Individuals

Rule M 233 (Revised and Re-Named) – Medical Code or Retail Code Occupational Licenses Required

Rule M 235 (Revised) – Schedule of License Fees: Individuals

Rule M 236 (Revised) – Schedule of Renewal License Fees: Individuals

M 300 Series – The Licensed Premises

Rule M 301 (Revised) – Limited Access Areas

Rule M 302 (Revised) – Possession of Licensed Premises

Rule M 304 (Revised) – Medical Marijuana Business and Retail Marijuana Establishment – Shared Licensed Premises and Operational Separation

Rule M 307 (Revised) – Waste Disposal

Rule M 308 (New) – Selling, Serving, Distributing, and Transporting Medical Marijuana and Medical Marijuana-Infused Product: Hours of Operation

Rule M 309 (Revised) – Medical Marijuana Business: Inventory Tracking System

M 400 Series – Medical Marijuana Centers

Rule M 401 (Revised) – Medical Marijuana Center: License Privileges

Rule M 403 (Revised) – Medical Marijuana Sales: General Limitations or Prohibited Acts

M 500 Series – Medical Marijuana Optional Premise Cultivation Operation: License Privileges

Rule M 501 (Revised) – Medical Marijuana Optional Premises Cultivation Operation: License Privileges

Rule M 505 – Optional Premises Cultivation Operation: Testing

M 600 Series – Medical Marijuana-Infused Products Manufacturers

Rule M 601 (Revised) – Medical Marijuana-Infused Products Manufacturer: License Privileges

Rule M 604 (Revised) – Medical Marijuana-Infused Products Manufacturer: Health and Safety Regulations

Rule M 605 (Revised) - Medical Marijuana-Infused Products Manufacturer: Concentrate Production

M 700 Series (Revised Name) – Medical Marijuana Testing Facilities

Rule M 701 (Revised) – Vendor Registration and Occupational License for Medical Marijuana Testing and Research

Rule M 701.5 (New) – Medical Marijuana Testing Facilities: License Privileges

Rule M 702 (New) - Medical Marijuana Testing Facilities: General Limitations or Prohibited Acts

Rule M 703 (New) - Medical Marijuana Testing Facilities: Certification Requirements

Rule M 704 (New) - Medical Marijuana Testing Facilities: Personnel

Rule M 705 (New) - Medical Marijuana Testing Facilities: Standard Operating Procedure Manual

Rule M 706 (New) - Medical Marijuana Testing Facilities: Analytical Processes

Rule M 707 (New) - Medical Marijuana Testing Facilities: Proficiency Testing

Rule M 708 (New) - Medical Marijuana Testing Facilities: Quality Assurance and Quality Control

Rule M 709 (New) - Medical Marijuana Testing Facilities: Chain of Custody

Rule M 710 (New) - Medical Marijuana Testing Facilities: Records Retention

Rule M 711 (New) – Reporting

Rule M 712 (New) - Medical Marijuana Testing Facilities: Sampling and Testing Program

M 800 Series – Transportation and Storage

Rule M 801 (Revised and Re-Named) – Transport of Medical Marijuana, Medical Marijuana Vegetative Plants, and Medical Marijuana-Infused Product

Rule M 802 (Revised) – Off-Premises Storage of Medical Marijuana and Medical Marijuana-Infused Product

M 900 Series- Business Records

Rule M 901 (Revised) – Business Records Required

Rule M 904 (Revised and Re-Named) – Medical Marijuana Business Reporting Requirements

M 1000 Series – Labeling, Packaging, and Product Safety

Rule M 1001 (Revised) – Packaging Requirements: General Requirements

Rule M 1001.5 (New) – Labeling and Packaging Requirements: General Applicability

Rule M 1002 (Revised) – Labeling Requirements: General Requirements

Rule M 1002.5 (New) – Packaging and Labeling of Medical Marijuana by an Optional Premises Cultivation Operation or a Medical Marijuana-Infused Products Manufacturer

Rule M 1003 (Revised) - Labeling Requirements: Specific Requirements, Medical Marijuana and Medical Marijuana-Infused Product

Rule M 1003.5 (New) – Packaging and Labeling of Medical Marijuana Concentrate by an Optional Premises Cultivation Operation or a Medical Marijuana-Infused Products Manufacturer

Rule M 1004 (Revised) - Labeling Requirements: Specific Requirements, Medical Marijuana-Infused Product

Rule M 1004.5 (New) – Packaging and Labeling Requirements of a Medical Marijuana-Infused Product by a Medical Marijuana-Infused Products Manufacturer

Rule M 1005 (New) - Packaging and Labeling of Medical Marijuana by a Medical Marijuana Center

Rule M 1006 (New) - Packaging and Labeling of Medical Marijuana-Infused Product by a Medical Marijuana Center

Rule M 1007 (New) - Packaging and Labeling of Medical Marijuana Concentrate by a Medical Marijuana Center

M 1200 Series – Enforcement

Rule M 1201 (Revised) – Duties of Employees of the State Licensing Authority

Rule M 1202 (Revised and Re-Named) – Requirement for Inspections and Investigations, Searches, Administrative Holds, Voluntary Surrenders and Such Additional Activities as May Become Necessary from Time to Time

Rule M 1203 (Revised) – Disposition of Unauthorized Medical Marijuana

M 1300 Series – Discipline

Rule M 1301 (Revised) – Disciplinary Process: Non-Summary Suspensions

Rule M 1302 (Revised) – Disciplinary Process: Summary Suspensions

Rule M 1303 (Revised) – Suspension Process: Regular and Summary Suspensions

Rule M 1304 (Revised) – Administrative Hearings

Rule M 1308 (New) – Confidential Information and Former State Licensing Authority Employees

Rule M 1309 (New) – Administrative Warrants

(New) M 1500 Series – Medical Marijuana Testing Program

Rule M 1501 (New) – Medical Marijuana Testing Program – Contaminant Testing

Rule M 1502 (New) - Medical Marijuana Testing Program – Mandatory Testing

Rule M 1503 (New) - Medical Marijuana Testing Program – Potency Testing

Rule M 1504 (New) - Medical Marijuana Testing Program – Sampling Procedures

Rule M 1505 (New) - Medical Marijuana Testing Program – Test Batches

Rule M 1506 (New) - Medical Marijuana Testing Program – Costs

Rule M 1507 (New) - Medical Marijuana Testing Program – Contaminated Product and Failed Test Results

Permanent Rules, Retail Marijuana, 1 CCR 212-2

Secretary of State Filing Tracking Number 2015-00500

R 100 Series – General Applicability

Rule R 103 (Revised) – Definitions

Rule R 104 (Revised) – Declaratory Orders Concerning the Retail Marijuana Code

Rule R 106 (New) – Subpoena Fees

R 200 Series - Licensing

Rule R 201 (Revised) – Complete Applications Required: Retail Marijuana Establishments

Rule R 201.5 (New) – Complete Applications Required for Permitted Economic Interests: Retail Marijuana Establishments

Rule R 202 (Revised) – Process for Issuing a New License: Retail Marijuana Establishments

Rule R 202.5 (New) – Process for Obtaining a Permitted Economic Interest: Retail Marijuana Establishments

Rule R 203 (Revised) – Process for Renewing a License: Retail Marijuana Establishments

Rule R 204 (Revised) – Factors Considered When Evaluating Ownership of a License: Retail Marijuana Establishments

Rule R 205 (Revised) – Transfer of Ownership and Changes in Business Structure: Retail Marijuana Establishments

Rule R 206 (Revised) – Changing Location of Licensed Premises: Retail Marijuana Establishments

Rule R 207 (Revised) – Schedule of Application Fees: Retail Marijuana Establishments

Rule R 210 (Revised and Re-Named) – Schedule of Licensing Administrative Service Fees: All Licensees

Rule R 211 (Revised) – Conversion - Medical Marijuana Business to Retail Marijuana Establishment Pursuant to 12-43.4-104(1)(a)(1), C.R.S.

Rule R 212 (Revised) – New Applicant Retail Marijuana Cultivation Facilities Licensed Pursuant to 12-43.4-104(1)(b)(II), C.R.S.

Rule R 231 (Revised) – Qualifications for Licensure: Individuals

Rule R 231.5 (New) – Qualifications for Permitted Economic Interests: Individuals

Rule R 233 (Revised and Re-Named) – Retail Code or Medical Code Occupational Licenses Required

Rule R 234 (Revised) – Schedule of License Fees: Individuals

R 300 Series – The Licensed Premises

Rule R 301 (Revised) – Limited Access Areas

Rule R 304 (Revised) – Medical Marijuana Business and Retail Marijuana Establishment – Shared Licensed Premises and Operational Separation

Rule R 307 (Revised) – Waste Disposal

Rule R 309 (Revised) – Retail Marijuana Establishments: Inventory Tracking System

R 400 Series – Retail Marijuana Stores

Rule R 402 (Revised) – Retail Marijuana Sales: General Limitations or Prohibited Acts

Rule R 405 (Revised) – Retail Marijuana Store: Inventory Tracking System

R 500 Series – Retail Marijuana Cultivation Facilities

Rule R 501 (Revised) – Retail Marijuana Cultivation Facility: License Privileges

Rule R 506 (New) – Retail Marijuana Cultivation Facility: Production Management

R 600 Series – Retail Marijuana Products Manufacturing Facilities

Rule R 604 (Revised) – Retail Marijuana Products Manufacturing Facility: Health and Safety Regulations

Rule R 605 (Revised) – Retail Marijuana Products Manufacturing Facility: Concentrate Production

R 700 Series – Retail Marijuana Testing Facilities

Rule R 701 (Revised) – Retail Marijuana Testing Facilities: License Privileges

Rule R 702 (Revised) – Retail Marijuana Testing Facilities: General Limitations or Prohibited Acts

Rule R 703 (Revised) - Retail Marijuana Testing Facilities: Certification Requirements

Rule R 704 (Revised) - Retail Marijuana Testing Facilities: Personnel

Rule R 705 (Revised) - Retail Marijuana Testing Facilities: Standard Operating Procedure Manual

Rule R 706 (Revised) - Medical Marijuana Testing Facilities: Analytical Processes

Rule R 712 (Revised and Re-Named) - Retail Marijuana Testing Facilities: Sampling and Testing Program

R 800 Series – Transportation and Storage

Rule R 801 (Revised and Re-Named) – Transport of Retail Marijuana, Retail Marijuana Vegetative Plants, and Retail Marijuana Product

Rule R 802 (Revised) – Off-Premises Storage of Retail Marijuana and Retail Marijuana Product

R 900 Series- Business Records

Rule R 901 (Revised) – Business Records Required

Rule R 904 (Revised and Re-Named) – Retail Marijuana Establishment Reporting Requirements

R 1000 Series – Labeling, Packaging, and Product Safety

Rule R 1001 (Revised) – Labeling and Packaging Requirements: General Applicability

Rule R 1002 (Revised) – Packaging and Labeling of Retail Marijuana by a Retail Marijuana Cultivation Facility or a Retail Marijuana Products Manufacturing Facility

Rule R 1002.5 (New) – Packaging and Labeling of Retail Marijuana by a Retail Marijuana Cultivation Facility or a Retail Marijuana Products Manufacturing Facility

Rule R 1003 (Revised) – Packaging and Labeling of Retail Marijuana Concentrate by a Retail Marijuana Cultivation Facility or a Retail Marijuana Products Manufacturing Facility

Rule R 1003.5 (New) – Packaging and Labeling of Retail Marijuana Concentrate by a Retail Marijuana Cultivation Facility or a Retail Marijuana Products Manufacturing Facility

Rule R 1004 (New) - Packaging and Labeling Requirements of a Retail Marijuana Product by a Retail Marijuana Products Manufacturing Facility

Rule R 1004.5 (Revised) – Packaging and Labeling Requirements of a Retail Marijuana Product by a Retail Marijuana Products Manufacturing Facility

Rule R 1005 (Revised) - Packaging and Labeling of Retail Marijuana by a Retail Marijuana Store

Rule R 1005.5 (New) - Packaging and Labeling of Retail Marijuana by a Retail Marijuana Store

Rule R 1006 (New) - Packaging and Labeling of Retail Marijuana Product by a Retail Marijuana Store

Rule R 1006.5 (Revised) – Packaging and Labeling of Retail Marijuana Product by a Retail Marijuana Store

Rule R 1007 (Revised) – Packaging and Labeling of Retail Marijuana Concentrate by a Retail Marijuana Store

Rule R 1007.5 (New) - Packaging and Labeling of Retail Marijuana Concentrate by a Retail Marijuana Store

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R 1500 Series – Retail Marijuana Testing Program

Rule R 1501 (Revised) – Retail Marijuana Testing Program – Contaminant Testing

Rule R 1502 (Revised) - Retail Marijuana Testing Program – Mandatory Testing

Rule R 1503 (Revised) - Retail Marijuana Testing Program – Potency Testing

Rule R 1504 (Revised and Re-Named) - Retail Marijuana Testing Program – Sampling Procedures

Signed this 15th day of October, 2015.

Barbara J. Brohl
State Licensing Authority