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March 5, 2025

Jena Griswold
Colorado Secretary of State
Colorado Department of State
Administrative Rules Section
1700 Broadway, Suite 200
Denver, Colorado 80290

RE: Correction to Rule 3-1015
Correction Request Tracking No. 2025-00058
Original Tracking No. 2024-382

Dear Secretary Griswold:

I am providing this correction letter on behalf of the Colorado Department of Revenue, Marijuana Enforcement Division regarding Colorado Marijuana Rule 3-1015(B)(3)(c)(ii). This Rule contains a typographical error in the adopted rules that makes this rule inconsistent with other Marijuana Rules.

Adopted Rule 3-1015(B)(3)(c)(ii) provides in its entirety "If an Edible Regulated Marijuana Product is labeled with an expiration date, a Regulated Marijuana Store shall not Transfer the product to a patient or consumer." The typographical error omits the end of the sentence which provides "past the labeled expiration date." This typographical error results in Rule 3-1015 conflicting with Rules 5-115(I) and 6-110(K) which provide "Transfer of Expired Product Prohibited. A Medical [Retail] Marijuana Store shall not Transfer any expired Edible Medical [Retail] Marijuana Product, Vaporizer Delivery Device, Pressurized Metered Dose Inhaler, Audited Marijuana Product, or Alternative Use Product to a patient [consumer]." The rule correction letter corrects Rule 3-1015(B)(3)(c)(ii) to make it consistent with Rules 5-115(I) and 6-110(K).

In accordance with C.R.S. §24-4-103(11)(d), I have reviewed the above rule correction and have determined it is a typographical error that is non-substantive.

Sincerely,

FOR THE ATTORNEY GENERAL

/s/ Ross A. Hoogerhyde
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