

## STATEMENT OF ADOPTION

To: Jim Burack, 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 2016-00342**

#### **M 100 Series – General Applicability**

M 103 (Revised) – Definitions

#### **M 200 Series – Licensing and Interests**

M 201 (Renamed & Revised) – Application Process

M 201.5 (Repealed) – Complete Applications Required for Permitted Economic Interests: Medical Marijuana Businesses

M 202 (Repealed) – Process for Issuing a New License: Medical Marijuana Businesses

M 202.1 (New) – Applications, Agreements, Contracts and Certifications Required for Indirect Beneficial Interest Owners: Medical Marijuana Businesses

M 202.5 (Repealed) – Process for Obtaining a Permitted Economic Interest: Medical Marijuana Businesses

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

M 204 (Renamed & Revised) – Ownership Interests of a License: Medical Marijuana Businesses

M 204.5 (New) – Disclosure, Approval and Review of Business Interests

M 205 (Renamed & Revised) – Transfer of Ownership and Changes in Business Structure: Medical Marijuana Businesses

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

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

M 230 (Repealed) – Complete Applications Required: Individuals

M 231 (Renamed & Revised) – Qualifications for Licensure and Residency

M 231.1 (New) – Finding of Suitability, Residency and Reporting Requirements for Direct Beneficial Interest Owners

M 231.2 (New) – Qualifications for Indirect Beneficial Interest Owners and Qualified Limited Passive Investors

M 231.5 (Repealed) – Qualifications for Permitted Economic Interests: Individuals

M 232 (Renamed & Revised) – Factors Considered When Determining Residency and Citizenship: Individuals

M 233 (Revised) – Medical Code or Retail Code Occupational Licenses Required

M 251 (Revised) – Application Denial and Voluntary Withdrawal: All Licensees

M 252 (Renamed & Revised) – Length of License: All Licensees Except Retail Marijuana Transporters and Occupational Licenses

**M 300 Series – The Licensed Premises**

M 301 (Revised) – Limited Access Areas

M 302 (Revised) – Possession of Licensed Premises

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

M 308 (Renamed & Revised) – Selling and Serving Medical Marijuana and Medical Marijuana-Infused Product: Hours of Operation

**M 400 Series – Medical Marijuana Centers**

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

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

M 406 (Revised) – Medical Marijuana Center: Inventory Tracking System

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

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

M 502 (Revised) – Medical Marijuana Optional Premises Cultivation Operation: General Limitations or Prohibited Acts

M 503 (Revised) – Medical Marijuana Optional Premises Cultivation Operation: Inventory Tracking System

M 506 (Revised) – Optional Premises Cultivation Operation: Medical Marijuana Concentrate Production

**M 600 Series – Medical Marijuana-Infused Products Manufacturers**

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

M 602 (Revised) – Medical Marijuana-Infused Products Manufacturer: General Limitations or Prohibited Acts

M 603 (Revised) – Medical Marijuana-Infused Products Manufacturer: Inventory Tracking System

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

**M 700 Series – Medical Marijuana Testing Facilities**

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

M 702 (Revised) – Medical Marijuana Testing Facilities: General Limitations or Prohibited Acts

M 703 (Revised) – Medical Marijuana Testing Facilities: Certification Requirements

M 704 (Revised) – Medical Marijuana Testing Facilities: Personnel

M 712 (Revised) – Medical Marijuana Testing Facilities: Sampling and Testing Program

## **M 800 Series – Transport and Storage**

M 801 (Renamed & Revised) – Transport of Medical Marijuana, Medical Marijuana Vegetative Plants, and Medical Marijuana-Infused Product: All Medical Marijuana Businesses

M 802 (Renamed & Revised) – Off-Premises Storage of Medical Marijuana and Medical Marijuana-Infused Product: All Medical Marijuana Businesses

## **M 900 Series – Business Records**

M 905 (New) – Department Information Access

## **M 1000 Series – Labeling, Packaging, and Product Safety**

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

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

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

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

M 1005 (Revised) – Packaging and Labeling of Medical Marijuana by a Medical Marijuana Center

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

M 1007 (Revised) – Packaging and Labeling of Medical Marijuana Concentrate by a Medical Marijuana Center

## **M 1100 Series – Signage and Advertising**

M 1101 (Repealed) – General Requirement: False and Misleading Statements

M 1102 (New) – Advertising General Requirement: No Deceptive, False or Misleading Statement

M 1103 (New) – The Term “Minor” as Used in the Medical Code and These Rules

M 1104 (New) – Advertising: Television

M 1105 (New) – Advertising: Radio

M 1106 (New) – Advertising: Print Media

M 1107 (New) – Advertising: Internet

M 1108 (New) – Advertising: Targeting Out-of-State Persons Prohibited

M 1109 (New) – Signage and Advertising: No Safety Claims Because Regulated by State Licensing Authority

M 1110 (New) – Signage and Advertising: No Safety Claims Because Tested by a Medical Marijuana Testing Facility

M 1111 (New) – Signage and Advertising: Outdoor Advertising

M 1112 (New) – Signage and Advertising: No Content That Targets Minors

M 1113 (New) – Advertising: Advertising via Marketing Directed Toward Location-Based Devices

M 1114 (New) – Pop-Up Advertising

M 1115 (New) – Advertising: Event Sponsorship

#### **M 1300 Series – Discipline**

M 1302 (Renamed & Revised) – Summary Suspensions

M 1304 (Revised) – Administrative Hearings

#### **M 1500 Series – Medical Marijuana Testing Program**

M 1501 (Revised) – Medical Marijuana Testing Program – Contaminant Testing

M 1502 (Revised) – Medical Marijuana Testing Program – Mandatory Testing

M 1504 (Revised) – Medical Marijuana Testing Program – Sampling Procedures

M 1507 (Revised) – Medical Marijuana Testing Program – Contaminated Product and Failed Test Results

#### **M 1600 Series – Medical Marijuana Transporters**

M 1601 (New) – Medical Marijuana Transporter: License Privileges

M 1602 (New) – Medical Marijuana Transporter: General Limitations or Prohibited Acts

M 1603 (New) – Medical Marijuana Transporter: Inventory Tracking System

M 1604 (New) – Medical Marijuana Transporter: Health and Safety Regulations

**M 1700 Series – Medical Marijuana Business Operators**

M 1701 (New) – Medical Marijuana Business Operator: License Privileges

M 1702 (New) – Medical Marijuana Business Operators: General Limitations or Prohibited Acts

M 1703 (New) – Medical Marijuana Business Operators: Occupational Licenses for Personnel

M 1704 (New) – Medical Marijuana Business Operators: Business Records Required

**Permanent Rules, Retail Marijuana, 1 CCR 212-2**

**Secretary of State Filing Tracking Number 2016-00343**

**R 100 Series – General Applicability**

R 103 (Revised) – Definitions

**R 200 Series – Licensing and Interests**

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

R 201 (Renamed & Revised) – Application Process

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

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

R 202.1 (New) – Applications, Agreements, Contracts and Certifications Required for Indirect Beneficial Interest Owners: Retail Marijuana Establishments

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

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

R 204 (Renamed & Revised) – Ownership Interests of a License: Retail Marijuana Establishments

R 204.5 (New) – Disclosure, Approval and Review of Business Interests

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

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

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

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

R 230 (Repealed) – Complete Applications Required: Individuals

R 231 (Renamed & Revised) – Qualifications for Licensure and Residency

R 231.1 (New) – Finding of Suitability, Residency and Reporting Requirements for Direct Beneficial Interest Owners

R 231.2 (New) – Qualifications for Indirect Beneficial Interest Owners and Qualified Limited Passive Investors

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

R 232 (Renamed & Revised) – Factors Considered When Determining Residency and Citizenship: Individuals

R 233 (Revised) – Retail Code or Medical Code Occupational Licenses Required

R 251 (Revised) – Application Denial and Voluntary Withdrawal: All Licensees

R 252 (Renamed & Revised) – License Must Be Renewed Each Year: All Licensees Except Retail Marijuana Transporters and Occupational Licenses

### **R 300 Series – The Licensed Premises**

R 301 (Revised) – Limited Access Areas

R 302 (Revised) – Possession of Licensed Premises

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

R 308 (Renamed & Revised) – Selling and Serving, Retail Marijuana and Retail Marijuana Product - Hours of Operation

## **R 400 Series – Retail Marijuana Stores**

R 401 (Revised) – Retail Marijuana Store: License Privileges

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

R 404 (Revised) – Acceptable Forms of Identification for Retail Sales

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

## **R 500 Series – Retail Marijuana Cultivation Facilities**

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

R 502 (Revised) – Retail Marijuana Cultivation Facility: General Limitations or Prohibited Acts

R 503 (Revised) – Retail Marijuana Cultivation Facility: Inventory Tracking System

R 505 (Revised) – Retail Marijuana Cultivation Facilities: Retail Marijuana Concentrate Production

## **R 600 Series – Retail Marijuana Products Manufacturing Facilities**

R 601 (Revised) – Retail Marijuana Products Manufacturing Facilities: License Privileges

R 602 (Revised) – Retail Marijuana Products Manufacturing Facility: General Limitations or Prohibited Acts

R 603 (Revised) – Retail Marijuana Products Manufacturing Facility: Inventory Tracking System

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

## **R 700 Series – Retail Marijuana Testing Facilities**

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

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

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

R 704 (Revised) – Retail Marijuana Testing Facilities: Personnel

R 712 (Revised) – Retail Marijuana Testing Facilities: Sampling and Testing Program

**R 800 Series – Transport and Storage**

R 801 (Renamed & Revised) – Transport of Retail Marijuana, Retail Marijuana Vegetative Plants, and Retail Marijuana Product: All Retail Marijuana Establishments

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**R 900 Series – Business Records**

R 905 (New) – Department Information Access

**R 1000 Series – Labeling, Packaging, and Product Safety**

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

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

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

R 1004 (Revised) – Packaging and Labeling Requirements of a Retail Marijuana Product by a Retail Marijuana Products Manufacturing Facility

R 1005.5 (Revised) – Packaging and Labeling of Retail Marijuana by a Retail Marijuana Store

R 1006 (Revised) – Packaging and Labeling of Retail Marijuana Product by a Retail Marijuana Store

R 1007.5 (Revised) – Packaging and Labeling of Retail Marijuana Concentrate by a Retail Marijuana Store

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**R 1600 Series – Retail Marijuana Transporters**

R 1601 (New) – Retail Marijuana Transporter: License Privileges

R 1602 (New) – Retail Marijuana Transporter: General Limitations or Prohibited Acts

R 1603 (New) – Retail Marijuana Transporter: Inventory Tracking System

R 1604 (New) – Retail Marijuana Transporter: Health and Safety Regulations

**R 1700 Series – Retail Marijuana Establishment Operators**

R 1701 (New) – Retail Marijuana Establishment Operator: License Privileges

R 1702 (New) – Retail Marijuana Establishment Operators: General Limitations or Prohibited Acts

R 1703 (New) – Retail Marijuana Establishment Operators: Occupational Licenses for Personnel

R 1704 (New) – Retail Marijuana Establishment Operators: Business Records Required

Signed this 13<sup>th</sup> day of October, 2016.



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Barbara J. Brohl  
State Licensing Authority