

STATEMENT OF ADOPTION

To: Jim Burack, Director, Marijuana Enforcement Division

From: Michael S. Hartman,
Executive Director of the Colorado Department of Revenue, State Licensing Authority

Re: Statement of Adoption

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

Pursuant to the Administrative Procedure Act, Title 24, Article 4, of the Colorado Revised Statutes, I, Michael S. Hartman, Executive Director of the Colorado Department of Revenue, State Licensing Authority, promulgate the following rules to become effective on January 1, 2018:

Permanent Rules, Medical Marijuana, 1 CCR 212-1 **Secretary of State Filing Tracking Number 2017-00440**

M 100 Series – General Applicability

- M 101 (Revised) – Engaging in Business
- M 103 (New and Revised) – Definitions

M 200 Series – Licensing and Interests

- M 201(Revised) – Application Process
- M 202.1 (Revised) – Applications, Agreements, Contracts and Certifications Required for Indirect Beneficial Interest Owners: Medical Marijuana Businesses
- M 204 (Revised) – Ownership Interests of a License: Medical Marijuana Businesses
- M 204.5 (Revised) – Disclosure, Approval and Review of Business Interests
- M 206 (Revised) – Changing Location of the Licensed Premises: Medical Marijuana Businesses
- M 207 (Revised) – Schedule of Application Fees: Medical Marijuana Businesses
- M 210 (Revised) – Schedule of Other Application Fees: All Licensees

M 231 (Revised) – Qualifications for Licensure and Residency

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

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

M 300 Series – The Licensed Premises

M 301 (Revised) – Limited Access Areas

M 302 (Revised) – Possession of Licensed Premises

M 304 (Repealed) – Medical Marijuana Business and Retail Marijuana Establishment – Shared Licensed Premises and Operational Separation

M 304.1 (New) – Medical Marijuana Business and Retail Marijuana Establishment – Shared Licensed Premises and Operational Separation

M 305 (Revised) – Security Alarm Systems and Lock Standards

M 306 (Revised) – Video Surveillance

M 307 (Revised) – Waste Disposal

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

M 400 Series – Medical Marijuana Centers

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

M 402 (Revised) – Registration of a Primary Medical Marijuana Center

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

M 405 (Revised) – Acceptable Forms of Identification for Medical Marijuana Sales

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

M 407 (Revised) – Health and Safety Regulations: Medical Marijuana Center

M 408 (Revised) – Medical Marijuana Center: Responsible Vendor Program

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 504 (Revised) – Optional Premises Cultivation Operation: Health and Safety Regulations

M 505 (Revised) – Optional Premises Cultivation Operation: Testing

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

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 705 (Revised) – Medical Marijuana Testing Facilities: Standard Operating Procedure Manual
- M 706 (Revised) – Medical Marijuana Testing Facilities: Analytical Processes
- M 707 (Revised) – Medical Marijuana Testing Facilities: Proficiency Testing
- M 708 (Revised) – Medical Marijuana Testing Facilities: Quality Assurance and Quality Control
- M 709 (Revised) – Medical Marijuana Testing Facilities: Chain of Custody
- M 710 (Revised) – Medical Marijuana Testing Facilities: Records Retention
- M 711 (Revised & Renamed) – Reporting and Inventory Tracking System
- M 712 (Revised) – Medical Marijuana Testing Facilities: Sampling and Testing Program

M 800 Series – Transport and Storage

- M 801 (Renamed & Revised) – Transport: All Medical Marijuana Businesses
- M 802 (Renamed & Revised) – Off-Premises Storage of Medical Marijuana, Medical Marijuana Concentrate, and Medical Marijuana-Infused Product: All Medical Marijuana Businesses

M 900 Series – Business Records

- M 901 (Revised) – Business Records Required

M 1000 Series – Labeling, Packaging, and Product Safety

M 1000 Series (Revised Effective and Compliance Dates) – 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 Medical Marijuana-Infused Products Manufacturer

M 1004.5 (Revised) – Packaging and Labeling Requirements of 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 1000-1 Series – Labeling, Packaging, and Product Safety (New Series)

M 1000-1 Series (New Effective and Compliance Dates) – Labeling, Packaging, and Product Safety

M 1001-1 (New) – Packaging and Labeling: Minimum Requirements Prior to Transfer to a Medical Marijuana Business

M 1002-1 (New) – Packaging and Labeling: General Requirements Prior to Transfer to a Patient

M 1003-1 (New) – Additional Labeling Requirements Prior to Transfer to a Patient

M 1200 Series – Enforcement

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

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

M 1203 (Revised) – Disposition of Unauthorized Medical Marijuana

M 1300 Series – Discipline

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

M 1307 (Revised) – Penalties

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 1503 (Revised) – Medical Marijuana Testing Program – Potency Testing

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

M 1505 (Repealed) – Medical Marijuana Testing Program – Test Batches

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

M 1600 Series – Medical Marijuana Transporters

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

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

M 1800 Series – Medical Marijuana Transfers to Unlicensed Medical Research Facilities and Pesticide Manufacturers (New Series)

M 1801 (New) – Medical Research Facilities

M 1802 (New) – Pesticide Manufacturers

M 1900 Series – Licensed Research Businesses (New Series)

M 1901 (New) – Licensed Research Businesses: License Privileges

M 1902 (New) – Licensed Research Businesses: General Limitations or Prohibited Acts

M 1903 (New) – Licensed Research Businesses: Inventory Tracking

M 1904 (New) – Licensed Research Businesses: Project Approval

M 1905 (New) – Licensed Research Businesses: Authorized Research Activities

M 1906 (New) – Licensed Research Businesses: Health and Safety Regulations

M 1907 (New) – Licensed Research Businesses: Testing

M 1908 (New) – Licensed Research Businesses: Production Management and Possession Limits

**Permanent Rules, Retail Marijuana, 1 CCR 212-2
Secretary of State Filing Tracking Number 2017-00441**

R 100 Series – General Applicability

R 101 (New) – Engaging in Business

R 103 (Revised) – Definitions

R 200 Series – Licensing and Interests

R 201 (Revised) – Application Process

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

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

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

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

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

R 210 (Revised) – Schedule of Other Application Fees: All Licensees

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 231 (Revised) – Qualifications for Licensure and Residency

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

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

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

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

R 300 Series – The Licensed Premises

R 301 (Revised) – Limited Access Areas

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

R 304.1 (New) – Medical Marijuana Business and Retail Marijuana Establishment – Shared Licensed Premises and Operational Separation

R 305 (Revised) – Security Alarm Systems and Lock Standards

R 307 (Revised) – Waste Disposal

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

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 406 (Revised) – Retail Marijuana Store: Health and Safety Regulations
- R 407 (Revised) – Retail Marijuana Store: Responsible Vendor Program

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 504 (Revised) – Retail Marijuana Cultivation Facility: Health and Safety Regulations
- R 505 (Revised) – Retail Marijuana Cultivation Facilities: Retail Marijuana Concentrate Production
- R 506 (Revised) – Retail Marijuana Cultivation Facility: Production Management

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

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 705 (Revised) – Retail Marijuana Testing Facilities: Standard Operating Procedure Manual

R 706 (Revised) – Retail Marijuana Testing Facilities: Analytical Processes

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R 711 (Renamed & Revised) – Reporting and Inventory Tracking System

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

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

R 1000-1 Series – Labeling, Packaging, and Product Safety (New Series)

R 1000-1 Series (New) – Effective and Compliance Dates

R 1001-1 (New) – Packaging and Labeling: Minimum Requirements Prior to Transfer to a Retail Marijuana Establishment

R 1002-1 (New) – Packing and Labeling: General Requirements Prior to Transfer to a Consumer

R 1003-1 (New) – Additional Labeling Requirements Prior to Transfer to a Consumer

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R 1600 Series – Retail Marijuana Transporters

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

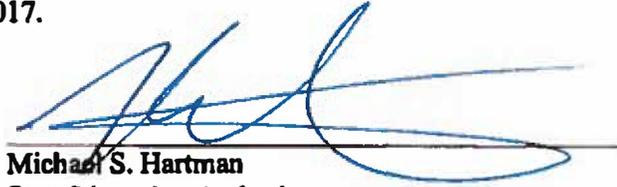
R 1603 (Revised) – Retail Marijuana Transporter: Inventory Tracking System

R 1800 Series – Retail Marijuana Transfers to Unlicensed Medical Research Facilities and Pesticide Manufacturers (New Series)

R 1801 (New) – Medical Research Facilities

R 1802 (New) -- Pesticide Manufacturers

Signed this 17th day of November, 2017.



Michael S. Hartman
State Licensing Authority