

# STATE OF COLORADO

DEPARTMENT OF REVENUE  
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John W. Hickenlooper  
Governor

Barbara J. Brohl  
Executive Director

## Findings and Notice of Adoption Emergency Regulation R 1101 – Magazine Sales 1 CCR 212-2

Barbara J. Brohl, Executive Director of the Colorado Department of Revenue and State Licensing Authority for retail marijuana enforcement, hereby makes the following findings regarding the adoption of Emergency Rule R 1101.

Section §24-4-103(6), C.R.S. authorizes the State Licensing Authority to issue an emergency regulation if the State Licensing Authority finds that the immediate adoption of the regulation is imperatively necessary to comply with a state law or for the preservation of public health, safety, or welfare and compliance with the requirements of section 24-4-103, C.R.S. would be contrary to the public interest.

### Findings:

The State Licensing Authority makes the following findings:

1. House Bill 13-1317 was signed into law by Governor Hickenlooper on May 28, 2013.
2. Subsections 12-43.4-202(2)(b) and (3)(c)(II), C.R.S., require the State Licensing Authority, on or before July 1, 2013, to adopt a regulation on the subject of: "Requiring that magazines whose primary focus is marijuana or marijuana businesses are only sold in retail marijuana stores or behind the counter in establishments where persons under twenty-one years of age are present."
3. This time frame does not allow for compliance with the requirements of section 24-4-103, C.R.S.
4. Immediate adoption of this regulation to reconcile the requirements of House Bill 13-1317, section 24-4-103(4)(a.5)(IV), C.R.S., of the State Administrative Procedure Act, the United States Constitution and the Colorado Constitution is in the public interest.
5. The immediate adoption of this regulation is imperatively necessary to comply with state law and compliance with the requirements of section 24-4-103, C.R.S. would be contrary to the public interest.

### Adoption and Notice of Adoption

For the reasons set forth above, the undersigned State Licensing Authority adopts emergency regulation R 1101, which shall be effective immediately upon adoption in accordance with section 24-4-103(6), C.R.S.

Adopted this 5<sup>th</sup> day of June, 2013.

A handwritten signature in blue ink that reads "Barbara J. Brohl".

Barbara J. Brohl  
Executive Director, Colorado Department of Revenue  
State Licensing Authority