



## STATEMENT OF ADOPTION

To: Jim Burack, Director, Marijuana Enforcement Division  
From: Heidi Humphreys, Interim Executive Director/Chief Operating Officer of the Colorado Department of Revenue, State Licensing Authority  
Re: Statement of Adoption

### **Repealed Marijuana Rules, 1 CCR 212-3**

### **Amended and New Marijuana Rules, 1 CCR 212-3**

Pursuant to the Administrative Procedure Act, Title 24, Article 4, of the Colorado Revised Statutes, I, Heidi Humphreys, Interim Executive Director/Chief Operating Officer of the Colorado Department of Revenue, State Licensing Authority, promulgate the following rules to become effective on January 1, 2021:

[View All Permanent Rules Adopted \(SOS 2020-00597\)](#)

### **Permanent Rules, Marijuana Rules, 1 CCR 212-3 (Repealed)** **Secretary of State Filing Tracking Number 2020-00597**

#### **Part 5 – Medical Marijuana License Types**

5-330 – Recall of Medical Marijuana Concentrate or Medical Marijuana Product (Repealed Effective January 1, 2021)

#### **Part 6 – Retail Marijuana License Types**

6-330 – Basis and Purpose – Recall of Retail Marijuana Concentrate and Retail Marijuana Product (Repealed Effective January 1, 2021)

#### **Part 7 – Regulated Marijuana Transfers to Unlicensed Medical Research Facilities and Pesticide Manufacturers**

7-105 – Medical Marijuana Transfers to Medical Research Facilities (Repealed Effective January 1, 2021)

Rule 7-110 – Retail Marijuana Transfers to Medical Research Facilities (Repealed Effective January 1, 2021)

### **Permanent Rules, Marijuana Rules, 1 CCR 212-3 (Amended and New)** **Secretary of State Filing Tracking Number 2020-00597**

#### **Part 1 – General Applicability**

1-105 – Engaging in Business

1-115 – Definitions

#### **Part 2 – Licensing and Interests**

#### **2-200 Series – Applications and License Rules**

2-205 – Fees

- 2-220 – Initial Application Requirements for Regulated Marijuana Businesses
- 2-225 – Renewal Application Requirements for All Licensees
- 2-230 – Disclosure of Financial Interests in a Regulated Marijuana Business
- 2-235 – Suitability
- 2-245 – Change of Controlling Beneficial Owner Application or Notification
- 2-255 – Change of Location of a Regulated Marijuana Business
- 2-260 – Changing, Altering, or Modifying Licensed Premises
- 2-265 – Owner and Employee License: License Requirements, Applications, Qualifications, and Privileges
- 2-275 – Temporary Appointee Registrations for Court Appointees
- 2-280 – Controlling Beneficial Owners that are Persons Prohibited, Unsuitable, Revoked, or Suspended; At Least One Controlling Beneficial Owner Holding a Valid Owner License Required; and Prohibited Third-Party Acts
- 2-285 – Accelerator Endorsement Application, Qualification, and Eligibility

### **Part 3 – Regulated Marijuana Business Operations**

#### **3-200 Series – Licensed Premises**

- 3-210 – Basis and Purpose – Possession of Licensed Premises
- 3-215 – Regulated Marijuana Businesses: Shared Licensed Premises and Operational Separation
- 3-220 – Security Alarms and Lock Standards
- 3-225 – Video Surveillance
- 3-230 – Waste Disposal
- 3-235 – Transfers of Fibrous Waste
- 3-240 – Collection of Marijuana Consumer Waste

#### **3-300 Series – Health & Safety Regulations**

- 3-315 – Independent Health and Safety Audit
- 3-325 – Prohibited Chemicals
- 3-330 – Cultivation of Regulated Marijuana: Specific Health and Safety Requirements
- 3-335 – Production of Regulated Marijuana Products: Specific Health and Safety Requirements
- 3-336 – Recall of Regulated Marijuana

#### **3-400 Series – Acceptable Forms of Identification for Regulated Marijuana Sales**

- 3-405 – Identification

#### **3-500 Series – Responsible Vendor Program**

3-505 – General Standards for a Regulated Marijuana Business Designated A Responsible Vendor

3-510 – General Standards for Responsible Vendor Program Provider

3-515 – Certification Training Program Standards

3-520 – Certification Training Class Core Curriculum

### **3-600 Series – Transport and Storage**

3-605 – Transport: All Regulated Marijuana Businesses

3-610 – Off-Premises Storage of Regulated Marijuana and Regulated Marijuana Product: All Regulated Marijuana Businesses

3-615 – Regulated Marijuana Delivery Permits

### **3-700 Series – Signage & Advertising**

3-715 – Basis and Purpose - Use of Branding

3-720 – Advertising: All Media

3-725 – Basis and Purpose – Signage and Advertising: No Safety Claims Because Regulated by State Licensing Authority

3-730 – Signage and Advertising: No Safety Claims Because Tested

3-735 – Basis and Purpose – Signage and Advertising: Outdoor Advertising

3-740 – Basis and Purpose – Signage and Advertising: No Content That Targets Minors

3-745 – Basis and Purpose – Advertising: Advertising via Marketing Directed Toward Location-Based Devices

3-750 – Basis and Purpose – Pop-Up Advertising

3-755 – Basis and Purpose – Advertising: Event Sponsorship

### **3-800 Series – Inventory Tracking Requirements**

3-805 – Regulated Marijuana Businesses: Inventory Tracking System

3-815 – Basis and Purpose - Transport Manifest Required

3-825 – Medical Marijuana Testing Facilities and Retail Marijuana Testing Facilities Specific Tracking Requirements

### **3-900 Series – Business Records**

3-905 – Business Records Required

3-930 – Request for Business Records from the Division

### **3-1000 Series – Labeling, Packaging, and Product Safety**

3-1005 – Packaging and Labeling: Minimum Requirements Prior to Transfer to a Regulated Marijuana Business

3-1010 – Packaging and Labeling: General Requirements Prior to Transfer to a Patient or Consumer

3-1015 – Additional Labeling Requirements Prior to Transfer to a Patient or Consumer

3-1020 – Packaging and Labeling: Requirements Prior to Transfer to a Consumer at a Retail Marijuana Hospitality and Sales Business

3-1025 – Packaging and Labeling: Minimum Requirements for Test Batch Transfers to a Marijuana Testing Facility

### **3-1100 Series – Accelerator Program Operations**

3-1105 – Accelerator Program Participation and Privileges

3-1110 – Accelerator Shared Premises

3-1115 – Accelerator Separate Premises

### **Part 4 – Regulated Marijuana Testing Program**

4-110 – Regulated Marijuana Testing Program: Sampling Procedures

4-115 – Regulated Marijuana Testing Program: Sampling and Testing Program

4-120 – Regulated Marijuana Testing Program: Contaminant Testing

4-125 – Regulated Marijuana Testing Program: Potency Testing

4-135 – Regulated Marijuana Testing Program: Contaminated Product and Failed Test Results

### **Part 5 – Medical Marijuana License Types**

#### **5-100 Series – Medical Marijuana Stores**

5-105 – Medical Marijuana Store: License Privileges

5-115 – Medical Marijuana Sales: General Limitations and Prohibited Acts

#### **5-200 Series – Medical Marijuana Cultivation Facilities**

5-205 – Medical Marijuana Cultivation Facility: License Privileges

5-225 – Medical Marijuana Cultivation Facility: Production Management

#### **5-300 Series – Medical Marijuana Products Manufacturer**

5-305 – Medical Marijuana Products Manufacturer: License Privileges

5-315 – Medical Marijuana Products Manufacturer: Medical Marijuana Concentrate Production

5-325 – Medical Marijuana Products Manufacturer – Audited Product and Alternative Use Product

#### **5-400 Series – Medical Marijuana Testing Facility**

5-415 – Medical Marijuana Testing Facilities: Certification Requirements

5-430 – Medical Marijuana Testing Facilities: Analytical Processes

#### **5-500 Series – Medical Marijuana Transporters**

5-505 – Medical Marijuana Transporter: License Privileges

5-510 – Medical Marijuana Transporter: General Limitations and Prohibited Acts

**5-700 Series – Marijuana Research and Development Facilities**

5-705 – Marijuana Research and Development Facilities: License Privileges

5-715 – Marijuana Research and Development Facility: Project Approval

**Part 6 – Retail Marijuana License Types**

**6-100 Series – Retail Marijuana Stores**

6-105 – Retail Marijuana Store: License Privileges

6-110 – Retail Marijuana Sales: General Limitations and Prohibited Acts

**6-200 Series – Retail Marijuana Cultivation Facilities**

6-205 – Retail Marijuana Cultivation Facility: License Privileges

6-220 – Retail Marijuana Cultivation Facility: Production Management

**6-300 Series – Retail Marijuana Products Manufacturer**

6-305 – Retail Marijuana Products Manufacturer: License Privileges

6-310 – Retail Marijuana Products Manufacturer: General Limitations and Prohibited Acts

6-315 – Retail Marijuana Products Manufacturer: Retail Marijuana Concentrate Production

**6-400 Series – Retail Marijuana Testing Facility**

6-415 – Retail Marijuana Testing Facilities: Certification Requirements

6-430 – Retail Marijuana Testing Facilities: Analytical Processes

**6-500 Series – Retail Marijuana Transporters**

6-510 – Retail Marijuana Transporter: General Limitations and Prohibited Acts

**6-600 Series – Retail Marijuana Business Operators**

6-610 – Retail Marijuana Business Operators: General Limitations and Prohibited Acts

**6-700 Series – Accelerator Cultivator Licenses**

6-705 – Accelerator Cultivator: License Privileges

6-710 – Accelerator Cultivator: General Limitations or Prohibited Acts

6-715 – Accelerator Marijuana Cultivation Facilities: Retail Marijuana Concentrate Production

6-720 – Accelerator Cultivator Production Management

6-725 – Sampling Unit Protocols

**6-800 Series – Accelerator Manufacturer Licenses**

- 6-805 – Accelerator Manufacturer: License Privileges
- 6-810 – Accelerator Manufacturer: General Limitations or Prohibited Acts
- 6-815 – Accelerator Manufacturer: Retail Marijuana Concentrate Production
- 6-820 – Sampling Unit Protocols
- 6-825 – Accelerator Products Manufacturing Facility: Audited Product and Alternative Use Product

**6-900 Series – Licensed Hospitality Businesses (Series relocated from 6-700 Series)**

**6-1100 Series – Accelerator Store Licenses**

- 6-1105 – Accelerator Store: License Privileges
- 6-1110 – Accelerator Store: General Limitations or Prohibited Acts
- 6-1115 – Point of Sale: Restricted Access Area

**Part 8 – Enforcement & Discipline**

- 8-115 – Basis and Purpose – Disposition of Unauthorized Regulated Marijuana
- 8-235 – Penalties

Signed this 7<sup>th</sup> day of October, 2020.



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Heidi Humphreys  
Interim State Licensing Authority