

**NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.**



SENATE BILL 18-105

BY SENATOR(S) Baumgardner, Crowder, Holbert, Marble, Tate, Grantham;  
also REPRESENTATIVE(S) Pabon, Gray, Hooton, Kennedy, Lontine, McKean, McLachlan, Rosenthal, Singer.

CONCERNING CLARIFYING CHANGES TO PROVISIONS THAT WERE CONTAINED  
IN HOUSE BILL 17-1367.

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1.** In Colorado Revised Statutes, 12-43.3-202, **amend** (2.5)(a)(I)(G) as follows:

**12-43.3-202. Powers and duties of state licensing authority - rules.** (2.5) (a) Rules promulgated pursuant to subsection (1)(b) of this section must include, but need not be limited to, the following subjects:

(I) (G) A state, local, or municipal agency shall not employ or use the results of any test of medical marijuana or medical marijuana-infused products conducted by an analytical laboratory that is not certified pursuant to this subsection (2.5)(a)(I) for the particular testing category **and OR IS NOT** accredited pursuant to the International Organization for Standardization/International Electrotechnical Commission 17025:2005

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*Capital letters or bold & italic numbers indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

standard, or any subsequent superseding standard, in that field of testing. STARTING JANUARY 1, 2018, A STATE, LOCAL, OR MUNICIPAL AGENCY MAY USE OR EMPLOY THE RESULTS OF ANY TEST OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS CONDUCTED ON OR AFTER JANUARY 1, 2018, BY AN ANALYTICAL LABORATORY THAT IS CERTIFIED PURSUANT TO THIS SUBSECTION (2.5)(a)(I) FOR THE PARTICULAR TESTING CATEGORY OR IS ACCREDITED PURSUANT TO THE INTERNATIONAL ORGANIZATION FOR STANDARDIZATION/INTERNATIONAL ELECTROTECHNICAL COMMISSION 17025:2005 STANDARD, OR ANY SUBSEQUENT SUPERSEDING STANDARD, IN THAT FIELD OF TESTING.

**SECTION 2.** In Colorado Revised Statutes, 12-43.4-202, **amend** (3)(a)(IV)(H) as follows:

**12-43.4-202. Powers and duties of state licensing authority - rules.** (3) (a) Rules promulgated pursuant to subsection (2)(b) of this section must include, but need not be limited to, the following subjects:

(IV) (H) A state, local, or municipal agency shall not employ or use the results of any test of marijuana or marijuana products conducted by an analytical laboratory that is not certified pursuant to this subsection (3)(a)(IV) for the particular testing category ~~and~~ OR IS NOT accredited to the International Organization for Standardization/International Electrotechnical Commission 17025:2005 standard, or any subsequent superseding standard, in that field of testing. STARTING JANUARY 1, 2018, A STATE, LOCAL, OR MUNICIPAL AGENCY MAY USE OR EMPLOY THE RESULTS OF ANY TEST OF RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS CONDUCTED ON OR AFTER JANUARY 1, 2018, BY AN ANALYTICAL LABORATORY THAT IS CERTIFIED PURSUANT TO THIS SUBSECTION (3)(a)(IV) FOR THE PARTICULAR TESTING CATEGORY OR IS ACCREDITED PURSUANT TO THE INTERNATIONAL ORGANIZATION FOR STANDARDIZATION/INTERNATIONAL ELECTROTECHNICAL COMMISSION 17025:2005 STANDARD, OR ANY SUBSEQUENT SUPERSEDING STANDARD, IN THAT FIELD OF TESTING.

**SECTION 3. Safety clause.** The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

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Kevin J. Grantham  
PRESIDENT OF  
THE SENATE

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Crisanta Duran  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

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Effie Ameen  
SECRETARY OF  
THE SENATE

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Marilyn Eddins  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

APPROVED \_\_\_\_\_

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John W. Hickenlooper  
GOVERNOR OF THE STATE OF COLORADO