

**First Regular Session
Seventy-first General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 17-0951.01 Jennifer Berman x3286

HOUSE BILL 17-1197

HOUSE SPONSORSHIP

Ginal,

SENATE SPONSORSHIP

Coram,

House Committees

Agriculture, Livestock, & Natural Resources

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE EXCLUSION OF MARIJUANA FROM THE DEFINITION**
102 **OF "FARM PRODUCTS" WITH REGARD TO REGULATION OF FARM**
103 **PRODUCTS UNDER THE "FARM PRODUCTS ACT".**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

Under the "Farm Products Act", the commissioner of agriculture or his or her designee licenses farm product dealers, small-volume dealers, and their agents. The bill excludes marijuana from the definition of "farm products" under the act.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

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

2 **SECTION 1.** In Colorado Revised Statutes, 12-16-103, **amend**
3 (5)(b); and **add** (5.7) as follows:

4 **12-16-103. Definitions - rules.** As used in this part 1, unless the
5 context otherwise requires:

6 (5) (b) "Farm products" does not include poultry and poultry
7 products, timber products, nursery stock, ~~or~~ commodities, ~~OR~~MARIJUANA.

8 (5.7) "MARIJUANA" HAS THE SAME MEANING AS SET FORTH IN
9 SECTION 16 (2)(f) OF ARTICLE XVIII OF THE COLORADO CONSTITUTION.

10 **SECTION 2. Act subject to petition - effective date.** This act
11 takes effect at 12:01 a.m. on the day following the expiration of the
12 ninety-day period after final adjournment of the general assembly (August
13 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a
14 referendum petition is filed pursuant to section 1 (3) of article V of the
15 state constitution against this act or an item, section, or part of this act
16 within such period, then the act, item, section, or part will not take effect
17 unless approved by the people at the general election to be held in
18 November 2018 and, in such case, will take effect on the date of the
19 official declaration of the vote thereon by the governor.