

## CHAPTER 37

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**AGRICULTURE**


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**SENATE BILL 17-090**

BY SENATOR(S) Baumgardner, Cooke, Coram, Crowder, Fenberg, Fields, Holbert, Jones, Lambert, Marble, Martinez Humenik, Merrifield, Neville T., Scott, Sonnenberg, Todd, Grantham;  
also REPRESENTATIVE(S) Mitsch Bush, Arndt, Ginal, Gray, Herod, Melton, Salazar, Singer, Valdez.

**AN ACT****CONCERNING HOW TO MEASURE THE LEVEL OF DELTA-9 TETRAHYDROCANNABINOL IN INDUSTRIAL HEMP.**

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

**SECTION 1.** In Colorado Revised Statutes, 35-61-105, **amend** (2) as follows:

**35-61-105. Report of growth and sales activities - verification of crop content - testing - waiver of concentration limits - rules.** (2) The commissioner, in consultation with the committee, shall adopt rules to establish an inspection program to determine delta-9 tetrahydrocannabinol levels and ensure compliance with the limits on delta-9 tetrahydrocannabinol concentration. THE COMMISSIONER SHALL DETERMINE THE DELTA-9 TETRAHYDROCANNABINOL CONCENTRATION BY MEASURING THE COMBINED CONCENTRATION OF DELTA-9 TETRAHYDROCANNABINOL AND ITS PRECURSOR, DELTA-9 TETRAHYDROCANNABINOLIC ACID. The rules shall also establish a process by which a registrant may apply to the commissioner for a waiver from the delta-9 tetrahydrocannabinol concentration limits under circumstances specified in the rules.

**SECTION 2. Act subject to petition - effective date.** This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect

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

unless approved by the people at the general election to be held in November 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: March 16, 2017