

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

**ENGROSSED**

*This Version Includes All Amendments Adopted  
on Second Reading in the House of Introduction*

LLS NO. 17-0751.01 Kip Kolkmeier x4510 & Duane Gall x4335

**SENATE BILL 17-090**

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**SENATE SPONSORSHIP**

**Baumgardner,**

**HOUSE SPONSORSHIP**

**Mitsch Bush,**

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**Senate Committees**

Agriculture, Natural Resources, & Energy

**House Committees**

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**A BILL FOR AN ACT**

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

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**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>.)*

The bill requires the commissioner of agriculture to determine the level of delta-9 tetrahydrocannabinol in industrial hemp by measuring the combined concentration of delta-9 tetrahydrocannabinol and tetrahydrocannabinolic acid.

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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.*

SENATE  
Amended 2nd Reading  
February 10, 2017

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

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

4 **35-61-105. Report of growth and sales activities - verification**  
5 **of crop content - testing - waiver of concentration limits - rules.**

6 (2) The commissioner, in consultation with the committee, shall adopt  
7 rules to establish an inspection program to determine delta-9  
8 tetrahydrocannabinol levels and ensure compliance with the limits on  
9 delta-9 tetrahydrocannabinol concentration. THE COMMISSIONER SHALL  
10 DETERMINE THE DELTA-9 TETRAHYDROCANNABINOL CONCENTRATION BY  
11 MEASURING THE COMBINED CONCENTRATION OF DELTA-9  
12 TETRAHYDROCANNABINOL AND ITS PRECURSOR, DELTA-9  
13 TETRAHYDROCANNABINOLIC ACID. The rules shall also establish a process  
14 by which a registrant may apply to the commissioner for a waiver from  
15 the delta-9 tetrahydrocannabinol concentration limits under circumstances  
16 specified in the rules.

17 **SECTION 2. Act subject to petition - effective date.** This act  
18 takes effect at 12:01 a.m. on the day following the expiration of the  
19 ninety-day period after final adjournment of the general assembly (August  
20 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a  
21 referendum petition is filed pursuant to section 1 (3) of article V of the  
22 state constitution against this act or an item, section, or part of this act  
23 within such period, then the act, item, section, or part will not take effect  
24 unless approved by the people at the general election to be held in  
25 November 2018 and, in such case, will take effect on the date of the  
26 official declaration of the vote thereon by the governor.