

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

**REVISED**

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

LLS NO. 18-1025.01 Michael Dohr x4347

**SENATE BILL 18-187**

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**SENATE SPONSORSHIP**

**Marble and Tate,**

**HOUSE SPONSORSHIP**

**Arndt,**

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**Senate Committees**

Business, Labor, & Technology

**House Committees**

Agriculture, Livestock, & Natural Resources

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**A BILL FOR AN ACT**

101      **CONCERNING TRANSFERRING MARIJUANA FIBROUS WASTE FOR THE**  
102      **PURPOSE OF PRODUCING INDUSTRIAL FIBER PRODUCTS.**

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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 gives the state licensing authority rule-making authority to address conditions under which a medical or retail marijuana licensee is authorized to transfer marijuana fibrous waste to a person for the purpose of producing only industrial fiber products.

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

HOUSE  
Amended 2nd Reading  
April 6, 2018

SENATE  
3rd Reading Unamended  
March 19, 2018

SENATE  
Amended 2nd Reading  
March 15, 2018

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

2 **SECTION 1.** In Colorado Revised Statutes, 12-43.3-104, **add**  
3 (1.2) and (1.8) as follows:

4 **12-43.3-104. Definitions.** As used in this article 43.3, unless the  
5 context otherwise requires:

6 (1.2) "FIBROUS WASTE" MEANS ANY ROOTS, STALKS, AND STEMS  
7 FROM A MEDICAL MARIJUANA PLANT.

8 (1.8) "INDUSTRIAL FIBER PRODUCTS" MEANS INTERMEDIATE OR  
9 FINISHED PRODUCTS MADE FROM FIBROUS WASTE THAT ARE NOT INTENDED  
10 FOR HUMAN OR ANIMAL CONSUMPTION AND ARE NOT USABLE OR  
11 RECOGNIZABLE AS MEDICAL MARIJUANA. INDUSTRIAL FIBER PRODUCTS  
12 INCLUDE, BUT ARE NOT LIMITED TO, CORDAGE, PAPER, FUEL, TEXTILES,  
13 BEDDING, INSULATION, CONSTRUCTION MATERIALS, COMPOST MATERIALS,  
14 AND INDUSTRIAL MATERIALS.

15 **SECTION 2.** In Colorado Revised Statutes, 12-43.3-202, **add**  
16 (2.5)(a)(IV) as follows:

17 **12-43.3-202. Powers and duties of state licensing authority -**  
18 **rules.** (2.5) (a) Rules promulgated pursuant to subsection (1)(b) of this  
19 section must include, but need not be limited to, the following subjects:

20 (IV) CONDITIONS UNDER WHICH A LICENSEE IS AUTHORIZED TO  
21 TRANSFER FIBROUS WASTE TO A PERSON FOR THE PURPOSE OF PRODUCING  
22 ONLY INDUSTRIAL FIBER PRODUCTS. THE CONDITIONS MUST INCLUDE  
23 CONTRACT REQUIREMENTS THAT STIPULATE THAT THE FIBROUS WASTE  
24 WILL ONLY BE USED TO PRODUCE INDUSTRIAL FIBER PRODUCTS;  
25 RECORD-KEEPING REQUIREMENTS; SECURITY MEASURES RELATED TO THE  
26 TRANSPORT AND TRANSFER OF FIBROUS WASTE; HANDLING  
27 CONTAMINATED FIBROUS WASTE REQUIREMENTS; AND PROCESSES

1 ASSOCIATED WITH HANDLING FIBROUS WASTE. THE RULES SHALL NOT  
2 REQUIRE LICENSEES TO ALTER FIBROUS WASTE FROM ITS NATURAL STATE  
3 PRIOR TO TRANSFER.

4 **SECTION 3.** In Colorado Revised Statutes, 12-43.4-103, **amend**  
5 (1.7) and (2.7) as follows:

6 **12-43.4-103. Definitions.** As used in this article 43.4, unless the  
7 context otherwise requires:

8 (1.7) "FIBROUS WASTE" MEANS ANY ROOTS, STALKS, AND STEMS  
9 FROM A RETAIL MARIJUANA PLANT.

10 (2.7) "INDUSTRIAL FIBER PRODUCTS" MEANS INTERMEDIATE OR  
11 FINISHED PRODUCTS MADE FROM FIBROUS WASTE THAT ARE NOT INTENDED  
12 FOR HUMAN OR ANIMAL CONSUMPTION AND ARE NOT USABLE OR  
13 RECOGNIZABLE AS RETAIL MARIJUANA. INDUSTRIAL FIBER PRODUCTS  
14 INCLUDE, BUT ARE NOT LIMITED TO, CORDAGE, PAPER, FUEL, TEXTILES,  
15 BEDDING, INSULATION, CONSTRUCTION MATERIALS, COMPOST MATERIALS,  
16 AND INDUSTRIAL MATERIALS.

17 **SECTION 4.** In Colorado Revised Statutes, 12-43.4-202, **add** (5)  
18 as follows:

19 **12-43.4-202. Powers and duties of state licensing authority -**  
20 **rules.** (5) RULES PROMULGATED PURSUANT TO THIS SUBSECTION (5) MUST  
21 ALSO INCLUDE THE CONDITIONS UNDER WHICH A LICENSEE IS AUTHORIZED  
22 TO TRANSFER FIBROUS WASTE TO A PERSON FOR THE PURPOSE OF  
23 PRODUCING ONLY INDUSTRIAL FIBER PRODUCTS. THE CONDITIONS MUST  
24 INCLUDE CONTRACT REQUIREMENTS THAT STIPULATE THAT THE FIBROUS  
25 WASTE WILL ONLY BE USED TO PRODUCE INDUSTRIAL FIBER PRODUCTS;  
26 RECORD-KEEPING REQUIREMENTS; SECURITY MEASURES RELATED TO THE  
27 TRANSPORT AND TRANSFER OF FIBROUS WASTE; HANDLING

1 CONTAMINATED FIBROUS WASTE REQUIREMENTS; AND PROCESSES  
2 ASSOCIATED WITH HANDLING FIBROUS WASTE. THE RULES SHALL NOT  
3 REQUIRE LICENSEES TO ALTER FIBROUS WASTE FROM ITS NATURAL STATE  
4 PRIOR TO TRANSFER.

5 **SECTION 5. Act subject to petition - effective date.** This act  
6 takes effect January 1, 2019; except that, if a referendum petition is filed  
7 pursuant to section 1 (3) of article V of the state constitution against this  
8 act or an item, section, or part of this act within the ninety-day period  
9 after final adjournment of the general assembly, then the act, item,  
10 section, or part will not take effect unless approved by the people at the  
11 general election to be held in November 2018 and, in such case, will take  
12 effect on January 1, 2019, or on the date of the official declaration of the  
13 vote thereon by the governor, whichever is later.