



**December 30, 2021**

**INDUSTRY-WIDE BULLETIN: 21-12 Delayed Implementation of New Testing Requirements (Emissions Testing)**

Dear Stakeholders,

The Marijuana Enforcement Division (MED) is issuing this Industry Bulletin to inform stakeholders of the delayed implementation of MED Rule 4-120(C)(5)(b), which requires Vaporizer Delivery Devices (VDD) to be tested for metal contamination (elemental impurities) via a method that analyzes the emissions of the VDD.

The MED does not expect any Marijuana Testing Facilities to be certified to perform metal contaminant testing of VDD emissions by January 1, 2022. The implementation of this testing requirement will begin when one or more Testing Facilities become certified to perform this test and may be implemented in phases. For example, licensees who manufacture VDD may be required to submit a minimum number of Test Batches over a specific time period until the time when enough Testing Facilities are certified to handle all required emissions testing. The MED will notify stakeholders at least two weeks in advance of the implementation of the emissions testing requirement.

Manufacturers of VDD should continue to submit Test Batches for metal (elemental impurities) contaminant testing in the same manner as they are currently doing until further notice from the MED.

Rules establishing emissions testing requirements were initially developed in collaboration with industry stakeholders in 2020. While the Division has deemed it necessary to delay implementation of emissions testing requirements, such initiatives position Colorado to continue to lead the nation in innovation and responsible regulation in the cannabis space. The MED appreciates its partnership with and continued commitment from licensees in supporting the successful implementation of new and innovative measures established to protect the public health of patients and consumers.