

Basis and Purpose – 2-205

The statutory basis for this rule includes but is not limited to sections 44-10-103, 44-10-202(1)(b), 44-10-202(1)(c), 44-10-202(1)(e), 44-10-203(1)(j), 44-10-203(1)(i), 44-10-203(2)(b), 44-10-203(2)(h), 44-10-203(2)(q), 44-10-203(2)(w), 44-10-203(2)(dd)(XII), 44-10-303(2)(b), 44-10-310(7), 44-10-313, 44-10-401, 44-10-801, 44-10-802, 44-10-803, 44-10-1201, 44-10-1202, C.R.S. Authority also exists in the Colorado Constitution at Article XVIII, Subsection 16(5)(a)(II). The purpose of this rule is to establish fees required for applications, renewals, licenses fees, permits, and other fees required to accompany applications and submissions to the Division. The Division anticipates evaluating all fees in connection with a fee analysis. Any recommendations from the fee analysis will be considered during subsequent rulemaking proceedings. This Rule 2-205 was previously Rules M 207, 208, 209, 210, 235, and 236, 1 CCR 212-1, and Rules R 207, 208, 209, 210, 234, and 235, 1 CCR 212-2.

2-205 – Fees

A. Regulated Marijuana Business Initial Application and License Fees.

1. Medical Marijuana Businesses.

<u>License Type</u>	<u>Application Fee</u>	<u>License Fee</u>	<u>Total Due at Application</u>
<u>Medical Marijuana Store</u>	\$5,000.00	\$2,440.00 2,000.00	\$7,440.00 7,000.00
<u>Medical Marijuana Products Manufacturer</u>	\$1,000.00	\$1,830.00 1,500.00	\$2,830.00 2,500.00
<u>Medical Marijuana Cultivation Facility</u> Class 1 (1-500 plants)	\$1,000.00	\$1,830.00 1,500.00	\$2,830.00 2,500.00
<u>Medical Marijuana Testing Facility</u>	\$1,000.00	\$1,830.00 1,500.00	\$2,830.00 2,500.00
<u>Medical Marijuana Transporter</u>	\$1,000.00	\$5,368.00 4,400.00	\$6,368.00 5,400.00
<u>Medical Marijuana Business Operator</u>	\$1,000.00	\$2,684.00 2,200.00	\$3,684.00 3,200.00
<u>Marijuana Research and Development Facility</u>	\$1,000.00	\$1,830.00 1,500.00	\$2,830.00 2,500.00

2. Retail Marijuana Businesses.

<u>License Type</u>	<u>Application Fee</u>	<u>License Fee</u>	<u>Total Due at Application</u>
<u>Retail Marijuana Store</u>	\$5,000.00	\$2,440.00 2,000.00	Separate Checks \$4,940.00 4,500.00 State \$2,500.00 Local
<u>Retail Marijuana Products Manufacturer</u>	\$5,000.00	\$1,830.00 1,500.00	Separate Checks \$4,330.00 4,000.00 State \$2,500.00 Local
<u>Retail Marijuana Cultivation Facility</u> Tier 1 (1-1,800 plants)	\$5,000.00	\$1,830.00 1,500.00	Separate Checks \$4,330.00 4,000.00 State \$2,500.00 Local
<u>Retail Marijuana Testing Facility</u>	\$1,000.00	\$1,830.00 1,500.00	Separate Checks \$2,330.00 2,000.00 State \$500.00 Local
<u>Retail Marijuana Transporter</u>	\$1,000.00	\$5,368.00 4,400.00	Separate Checks \$5,868.00 4,900.00 State \$500.00 Local
<u>Retail Marijuana Business Operator</u>	\$1,000.00	\$2,684.00 2,200.00	Separate Checks \$3,184.00 2,700.00 State \$500.00 Local
<u>Marijuana Hospitality Business (Eff. Jan. 1, 2020)</u>	\$1,000.00	\$1,220.00 1,000.00	Separate Checks \$1,720.00 1,500.00 State \$500.00 Local
<u>Retail Marijuana Hospitality and Sales Business (Eff. Jan. 1, 2020)</u>	\$5,000.00	\$2,440.00 2,000.00	Separate Checks \$4,940.00 4,500.00 State \$2,500.00 Local

B. Regulated Marijuana Business Renewal Application and License Renewal Fees.

1. Medical Marijuana Businesses.

<u>License Type</u>	<u>Application Fee</u>	<u>License Fee</u>	<u>Total Due at Application</u>
<u>Medical Marijuana Store</u>	\$300.00	\$1,830.00 1,500.00	\$2,130.00 1,800.00
<u>Medical Marijuana Products Manufacturer</u>	\$300.00	\$1,830.00 1,500.00	\$2,130.00 1,800.00
<u>Medical Marijuana Cultivation Facility</u>			
Class 1 (1-500 plants)		\$1,830.00 1,500.00	\$2,130.00 1,800.00
Class 2 (501-1,500 plants)		\$,806.00 2,300.00	\$3,106.00 2,600.00
Class 3 (1,501-3,000 plants)	\$300.00	\$4,270.00 3,500.00	\$4,570.00 3,800.00
Expanded Production Management (for each class of 3,000 plants over Class 3)		\$4,270.00 3,500.00 [Plus \$97800 for each additional class of 3,000 plants over Class 3]	\$4,570.00 3,800.00 [Plus \$976800 for each additional class of 3,000 plants over Class 3]
<u>Medical Marijuana Testing Facility</u>	\$300.00	\$1,830.00 1,500.00	\$2,130.00 1,800.00
<u>Medical Marijuana Transporter</u>	\$300.00	\$5,368.00 4,400.00	\$5,668.00 4,700.00
<u>Medical Marijuana Business Operator</u>	\$300.00	\$3,050.00 2,200.00	\$3,350.00 2,500.00
<u>Marijuana Research and Development Facility</u>	\$300.00	\$1,830.00 1,500.00	\$2,130.00 1,800.00

2. Retail Marijuana Businesses.

<u>License Type</u>	<u>Application Fee</u>	<u>License Fee</u>	<u>Total Due at Application</u>
<u>Retail Marijuana Store</u>	\$300.00	\$1,830.00 1,500.00	\$2,130.00 1,800.00
<u>Retail Marijuana Products Manufacturer</u>	\$300.00	\$1,830.00 1,500.00	\$2,130.00 1,800.00

<u>Retail Marijuana Cultivation Facility</u> Tier 1 (1-1,800 plants)	\$300.00	\$1,830.00 1,500.00	\$2,130.00 1,800.00
Tier 2 (1,801-3,600 plants)		\$2,806.00 2,300.00	\$3,106.00 2,600.00
Tier 3 (3,601-6,000 plants)		\$3,660.00 3,000.00	\$3,960.00 3,300.00
Tier 4 (6,001-10,200 plants)		\$5,490.00 4,500.00	\$5,790.00 4,800.00
Tier 5 (10,201-13,800 plants)		\$7,930.00 6,500.00	\$8,230.00 6,800.00
Expanded Production Management (for each additional tier of 3,600 plants over Tier 5)		\$7,930.00 6,500.00 [Plus \$976.00 800.00 for each additional tier of 3,600 plants over Tier 5]	\$8,230.00 6,800.00 [Plus \$976.00 800.00 for each additional tier of 3,600 plants over Tier 5]
<u>Retail Marijuana Testing Facility</u>	\$300.00	\$1,830.00 1,500.00	\$2,130.00 1,800.00
<u>Retail Marijuana Transporter</u>	\$300.00	\$5,368.00 4,400.00	\$5,668.00 4,700.00
<u>Retail Marijuana Business Operator</u>	\$300.00	\$2,684.00 2,200.00	\$2,984.00 2,500.00
<u>Marijuana Hospitality Business (Eff. Jan. 1, 2020)</u>	\$300.00	\$915.00 750.00	\$1,215.00 1,050.00
<u>Retail Marijuana Hospitality and Sales Business (Eff. Jan. 1, 2020)</u>	\$300.00	\$1,830.00 1,500.00	\$2,130.00 1,800.00

C. Owner Request for a Finding of Suitability, Owner License, and Owner Identification Badge – Initial Application and Renewal Fees.

1. Controlling Beneficial Owner Request for a Finding of Suitability Fee.
 - a. \$800.00 per Natural Person
 - b. \$800.00 for an Entity that is not a Publicly Traded Corporation, plus the fee in paragraph (C)(1)(a) and (C)(1)(b), for each associated natural person subject to suitability
 - c. \$5,000.00 for a Publicly Traded Corporation, plus the fee in paragraph (C)(1)(a) and (C)(1)(b), for each associated natural person or Entity subject to suitability.
2. Passive Beneficial Owner Request for Finding of Suitability Fee. A Passive Beneficial Owner may, but is not required to, apply for an Owner License and Identification Badge, and if the Passive Beneficial Owner chooses to do so, must submit the fees required by subparagraph (C)(1).
3. Renewal Fee for an Owner License. All Controlling Beneficial Owners and licensed Passive Beneficial Owners - \$500.00.

D. Employee License – Initial Fees and Renewal Fees.

1. Employee License Initial Application and License Fee – ~~\$105.00~~~~400.00~~
 - a. Of the total Employee License application and license fee, \$75.00 is the application fee and ~~\$30.00~~~~25.00~~ is the license fee. An individual submitting an application for an Employee License may submit the total fee of ~~\$105.00~~~~400.00~~ in one form of payment.
2. Employee License Renewal Fee – ~~\$80.00~~~~75.00~~
 - a. Of the total Employee License Renewal fee, \$50.00 is the application fee and ~~\$30.00~~~~25.00~~ is the license fee. An individual submitting an application for an Employee License renewal may submit the total fee of ~~\$80.00~~~~75.00~~ in one form of payment.
3. All Key Licenses and Support Licenses issued before January 1, 2020 will be converted to an Employee License upon the first license renewal following January 1, 2020.

E. Temporary Appointee Registration – Request for Finding of Suitability Fees.

1. Natural Person – ~~\$274.00~~~~225.00~~
2. Entity – ~~\$976.00~~~~800.00~~

F. Other Fees. The following other fees apply:

1. Permits.
 - a. Off Premises Storage Permit – ~~\$1,830.00~~~~1,500.00~~
 - b. Transporter Off Premises Storage Permit – ~~\$2,684.00~~~~2,200.00~~
 - c. Centralized Distribution Permit Initial and Renewal Fee – ~~\$24.00~~~~20.00~~
 - d. R&D Co-Location Permit Initial and Renewal Fee – ~~\$61.00~~~~50.00~~
 - e. Delivery Permit:
 - i. Initial Fee Business License that will expire in 6 months or less - ~~\$2,440.00~~~~2,000.00~~.
 - ii. Initial Fee Business License that will expire in more than 6 months - ~~\$4,880.00~~~~4,000.00~~.
 - iii. All Renewals - ~~\$22440.00~~~~0,000.00~~
 - f. Transition Permit – ~~\$305.00~~~~250.00~~
2. Regulated Marijuana Business Changes. The following fees apply per license:
 - a. Change of Controlling Beneficial Owner – ~~\$1,952.00~~~~1,600.00~~
 - b. Changes Exempt from Change of Owner Application Requirement – ~~\$976.00~~~~800.00~~

- c. Change of Trade Name – ~~\$61.0050.00~~
 - d. Change of Location – ~~\$610.00500.00~~
 - e. Modification of Licensed Premises – ~~\$122.00400.00~~
 - 3. Marijuana Research and Development Facility Research Project Proposal – ~~\$610.00500.00~~
 - 4. Responsible Vendor Provider Applications.
 - a. Responsible Vendor Program Provider Initial Application – ~~\$1037.00850.00~~
 - b. Responsible Vendor Program Provider Renewal Application – ~~\$427.00350.00~~
 - 5. Duplicate License, Identification Badge, Certificate, Regulated Marijuana Business License Reinstatement.
 - a. Duplicate Business License – ~~\$24.0020.00~~
 - b. Duplicate Owner or Employee Identification Badge – ~~\$24.0020.00~~
 - c. Responsible Vendor Program Provider Duplicate Certificate – ~~\$61.0050.00~~
 - d. Reinstatement of Regulated Marijuana Business License - ~~\$305.00250.00~~
- G. When Fees are Due. All fees in this Rule are due at the time the application or request is submitted.