



NOTICE OF PERMANENT RULEMAKING HEARING

The State Licensing Authority (“State Licensing Authority”) of the Colorado Department of Revenue, Marijuana Enforcement Division (“Division”), will consider the promulgation of additions and amendments to the State Licensing Authority’s Colorado Marijuana Rules (“Rules”), as authorized by Article XVIII, Section 16 of the Colorado Constitution and the Colorado Marijuana Code, sections 44-10-101 *et seq.*, C.R.S. (“Marijuana Code”). For specific information regarding the proposed rule changes, please refer to the contents of this Notice. Initial proposed rules will be made available on the [2023 Fee Rulemaking webpage](#) on the [Division’s website](#) and will be presented to stakeholders and other interested parties. Additional details regarding the initial proposed rules, public meetings, and opportunities for public comment are provided below.

STATUTORY AUTHORITY FOR RULEMAKING

The State Licensing Authority promulgates these Rules pursuant to the authority granted in the Colorado Marijuana Code, 44-10-101, C.R.S., *et seq.*, Article XVIII, Section 16 of the Colorado Constitution, and section 24-4-103, C.R.S., of the Administrative Procedure Act.

SUBJECT OF RULEMAKING

Pursuant to section 24-4-103(2), C.R.S., the Division held an initial public meeting of a representative group of participants with an interest in the subject of the rulemaking (“stakeholder meeting”) on **Monday, June 5, 2023**. The stakeholder meeting included a presentation that provided a brief history of fees and proposed rules and solicited questions from stakeholders. All information shared at the initial stakeholder meeting is available on the [2023 Fee Rulemaking webpage](#), including the recording of the stakeholder meeting, and the proposed rule revisions. Additionally, the Division will hold a second stakeholder meeting to receive public comments regarding the proposed rules and fees. The Division will send notification of the fee and any additional stakeholder meetings to licensees and other stakeholders subscribed to receive updates from the Division. The Division will retain a record of the initial proposed rules as part of the rulemaking record. The initial proposed rules, which are available on the Division’s [2023 Fee Rulemaking webpage](#), are intended to provide interested persons with the initial drafts of the permanent rules. Initial proposed rules may be amended during the stakeholder engagement process and based on information received through written and oral comments.

The Division intends to recommend to the State Licensing Authority for his consideration the promulgation of new and amended rules on the subjects outlined below.

Please take note that in addition to the subject matters addressed in the initial proposed rules, the State Licensing Authority may consider additional rules consistent with any subject matter needed to implement and interpret the Colorado Marijuana Code, and Article XVIII, Sections 14 and 16 of the Colorado Constitution.

RULES TO BE CONSIDERED FOR ADOPTION PURSUANT TO THE MARIJUANA CODE

The Colorado Marijuana Rules, at 1 CCR 212-3, will amend Rule 2-205 and add new Rule 2-206.

Part 2 – Applications and Licenses

Rule 2-205 – Fees

Rule 2-206 – Social Equity Fees

Any other rules necessary to implement the Colorado Marijuana Code may be adopted.

RULEMAKING RECORD AND PUBLIC PARTICIPATION

1. Official Rulemaking Record. The official rulemaking record will include the written and recorded materials from the stakeholder meetings and any written comments or oral testimony submitted or presented.
2. Written Comments. The State Licensing Authority encourages interested parties to submit written comments on the proposed rules by **Friday, October 20, 2023** in order to provide the Division and the State Licensing Authority with sufficient time to review comments prior to the rulemaking hearing.

The deadline to submit written comments is 5:00 pm Monday, October 30, 2023.

The State Licensing Authority will accept all written comments, but strongly encourages written comments to be submitted on the [Marijuana Enforcement Division Suggested Revision to Rules Form](#) (“Rule Form”).

Interested parties may also submit written comments in hard copy to the Division’s Lakewood office at 1697 Cole Blvd., Ste. 200, Lakewood, CO 80401 (Attn.: MED Rulemaking Comment).

3. Oral Comments. The State Licensing Authority may also afford interested parties an opportunity to make brief oral presentations at the rulemaking hearing.

HEARING SCHEDULE

Date: Monday, October 30, 2023
Time: 9:00 a.m.
Place: 1707 Cole Blvd., Ste. 300, Red Rocks Conference Room
Lakewood, CO 80401

Virtual Meeting Option

Join Zoom Meeting: <https://us02web.zoom.us/j/86115519267>

Call in option: (719) 359- 4580

Meeting ID: 861 1551 9267

The full set of proposed rules and other relevant information the Division will present at the rule hearing will be posted on the Division’s website no later than **Monday, October 23, 2023**.

If you are an individual with a disability who needs reasonable accommodation in order to participate in this rulemaking hearing, please contact Christopher Poirier at christopher.poirier@state.co.us by Monday, October 23, 2023.

The hearing may be continued at such place and time as the State Licensing Authority may announce. The State Licensing Authority will deliberate upon the rulemaking record including oral testimony and written submissions presented as well as applicable law. The State Licensing Authority will adopt such rules as in his judgment are justified by the rulemaking record and applicable law.

Dated this 29th day of June, 2023.

THE COLORADO DEPARTMENT OF REVENUE,
STATE LICENSING AUTHORITY,
MARIJUANA ENFORCEMENT DIVISION

Mark Ferrandino, CEO/ Executive Director
State Licensing Authority
Colorado Department of Revenue