

Emergency Rulemaking Justification.

An emergency rule-making, which waives the initial Administrative Procedure Act noticing requirements, is necessary to comply with state law. Emergency rulemaking is authorized pursuant to Section 24-4-103(6), C.R.S.

The following bills passed and have been signed by Governor Polis:

- HB 19-1028, Concerning the conditions for medical marijuana use for disabling medical conditions, and, in connection therewith, adding autism spectrum disorders to the list of disabling medical conditions for medical marijuana use. Effective April 2, 2019.
- HB 19-1031, Concerning allowing each parental guardian to serve as a minor medical marijuana patient's primary caregiver, and, in connection therewith, making an appropriation. Effective August 2, 2019.
- SB 19-013, Concerning the conditions for medical marijuana use for disabling medical conditions, and, in connection therewith, adding a condition for which a physician could prescribe an opioid to the list of disabling medical conditions for medical marijuana use. Effective August 2, 2019.
- SB 19-218, Concerning the continuation of the medical marijuana program, and, in connection therewith, implementing the recommendations contained in the 2018 sunset report by the Department of Regulatory Agencies and making an appropriation. Effective August 2, 2019.

This emergency rule, if adopted, shall become effective on August 2, 2019 to align with the effective date of the legislation. It will be effective for no more than 120 days after its adoption unless made permanent through a rulemaking that satisfies the Administrative Procedure Act noticing requirements.