Colorado House Bill 19-1230
Marijuana Hospitality Establishments

FACT SHEET

HB 19-1230 Overview

- What is HB 19-1230 – Marijuana Social Consumption Bill
  - January 1, 2020 - the State can begin issuing Marijuana Hospitality Establishment Licenses
  - Exemption from State indoor smoking restrictions if authorized by local ordinances
  - Local Jurisdictions can opt-in through the passage of Ordinances/Resolutions or a Referendum
  - The City can adopt more restrictive requirements than the State requirements, but not less restrictive requirements than the State

- Restrictions & Limitations
  - No alcohol consumption/liquor licenses on same premise
  - No tobacco/nicotine consumption or sales on same premise
  - No other marijuana sales/manufacturing/cultivation licenses for same business
  - No one under the age of 21 allowed on premise
  - No display or consumption of marijuana can be visible from outside of licensed premise
  - Cannot consume in a Licensed Retail or Medical Marijuana Store
  - Limitations per transaction

- Classes of Licenses
  - Marijuana Hospitality Establishment License – Facility, which may be mobile, and allows for Marijuana consumption
    - No Marijuana sales or exchanges, patrons bring their own products to consume
    - Can be located in an isolated portion of a retail food establishment
    - Establishments cannot infuse food products with marijuana
  - Mobile Hospitality Establishments:
    - Requires registration of vehicles and proper designation as mobile marijuana consumption vehicle
    - Requires surveillance cameras in vehicles
• Requires GPS systems, tracking and route logging/route manifest systems
• Activity cannot be visible outside the vehicle
• Vehicles must be properly ventilated and driver must be separated from passengers/consumers by a physical barrier

  o Retail Marijuana Hospitality & Sales Establishment License – Facility, which cannot be mobile, and allows for Marijuana sales and consumption
    ▪ Can be located in an isolated portion of a retail food establishment
    ▪ Establishments cannot infuse food products with marijuana
    ▪ Only the marijuana products sold at this establishment can be consumed on premise, patrons cannot bring their own products for consumption
    ▪ May purchase marijuana products from a Licensed Retail Marijuana Store, Infused Products Manufacturer or Cultivation Facility

• Current City Regulations
  o Cultivation and infused products manufacturing uses currently not allowed in the City
  o Medical marijuana stores allowed as a Limited Use in zones: CB, MU-N, MU-A, CG, CR, BP, LI
  o Retail marijuana stores allowed as a Limited Use in zones: CB, MU-A, CG, CR, BP, LI
  o Marijuana Testing Facilities allowed as a Limited Use in zones: MU-A, CG, CR, BP, LI
  o Buffers
    ▪ 1000 from any school, addiction recovery facility, or residential child care facility
    ▪ 250 feet from parks with playground equipment
    ▪ 250 feet between other Marijuana Establishments
    ▪ In the CBD, not more than one Medical or Retail Marijuana Store per block or per lots that abut any street segment
    ▪ Allowed in mixed-use buildings, but not on the same floor as residential units

Zone acronyms:
CB = Central Business; MU-N = Mixed Use Neighborhood; MU-A = Mixed Use Arterial;
CG = Commercial General; CR = Commercial Regional; BP = Business Park;
LI = Light Industry; CBD = Central Business District