

STATUS OF MEDICAL MARIJUANA REGULATION BY COUNTY

CCI has been working with the County Attorneys' Association to put together the attached map showing the current status of medical marijuana regulation around the state.

Under HB 10-1284, each county has the ability to allow or prohibit dispensaries, grow operations and infused product manufacturing centers in the **unincorporated** areas of the county. A prohibition on these businesses can be accomplished through BOCC action (usually via resolution) or a ballot measure approved by the voters. The act also allows counties to create a local licensing authority to exercise oversight of these businesses.

In reviewing the attached map, a few things to keep in mind:

- County bans, if enacted, extend only to dispensaries, grow operations and/or infused-product manufacturing operations. Counties **cannot** ban legitimate patient and caregivers in the unincorporated areas of the county. These limited grow operations are constitutionally protected.
- The counties with moratoria (coded in light blue) will be moving to either a ban or allowing MMJ operations in the next couple of months.
- Some of the counties that are planning to allow MMJ operations still have moratoria in effect, but were coded in purple because the main goal of this effort was to identify those counties that will need technical assistance on local licensing set-up and updates on the state rule-making as it moves forward.
- Please note that there are two "hybrid" counties on the map. In Garfield County, the voters decided to allow grow operations but ban dispensaries and infused-product facilities (the county had three separate questions on the ballot). The Archuleta County Commissioners decided to ban grow operations, but allow dispensaries and infused-product manufacturing.

This map is subject to change and for that reason we would ask that you not distribute it widely. We thought it would be useful for the near term as CCI, member counties and the relevant state agencies work to sort out issues and make sure everyone is getting what they need as far as updates and technical assistance on licensing.

This map will be available on the CCI website by clicking the "Medical Marijuana" tab under "Library" heading. We will continue to update the map as the remaining counties make a determination on the status of medical marijuana operations in the unincorporated areas of the state.