

Boulder County Use of Marijuana Fact Sheet

What is Colorado's Marijuana Law?

In November of 2012, Colorado voters approved Amendment 64. According to the law, adults 21 and older can possess up to one ounce of marijuana and grow up to six plants privately. Out-of-state residents or visitors are limited to one quarter of an ounce.

Where can I buy marijuana in Boulder County?

The purchase or sale of marijuana continues to be illegal except through a state and locally licensed retail marijuana store.

Where can I consume marijuana legally?

Marijuana is intended for private, personal use in Colorado. Marijuana consumption may not occur openly or publicly. Marijuana may not be consumed in public ways, streets, sidewalks, alleys, trails, public buildings, parks, open spaces, parking lots, amusement/sporting/music venues, and places of business usually open to the general public. Consumption of marijuana may only occur on private property, unless a property owner prohibits it.

May I consume marijuana at Eldora Mountain Resort, on National Forest Land or within Boulder County Open Space?

No. Marijuana continues to be illegal under federal law. Consequently, consumption of marijuana on U.S. Forest Service land, which encompasses Eldora Mountain Resort, is illegal under federal law. In addition, it is meant for private, personal use, so it's not allowed on any Boulder County Open Space lands.

May I take marijuana home with me when flying out of any airport in Colorado?

No. Both the State of Colorado and the Federal Government has banned the use and possession of marijuana in the secured areas of the airport. Passengers will not be allowed to board a plane while in possession of any marijuana product. It is illegal to take marijuana across state lines.

What should I do if I am staying in a hotel, motel or bed and breakfast and smell marijuana from an adjoining room?

Smoking or otherwise consuming marijuana may be prohibited by the facility. However, such use is not necessarily a criminal activity. Please contact the management directly with any complaints you may have.

What should I do if I rent or own a home and smell marijuana from an adjoining property?

The Boulder County Sheriff's Office or Boulder County Land Use may investigate such complaints for compliance with legal possession limits, zoning and building code regulations, and other areas of state law. Absent a violation of the above, you will be required to bring a civil action on your own behalf for any relief relating to offensive odors.

What should I do if my neighbor is growing marijuana on his or her property?

According to state law, adults over the age of 21 years old may grow up to six plants. The Boulder County Sheriff's Office or Boulder County Land Use may investigate such complaints for compliance with legal possession limits, zoning and building code regulations, and other areas of state law. However, the growing of marijuana is not necessarily a criminal activity.

What should I do if I observe someone using marijuana in a vehicle?

The Boulder County Sheriff's Office is committed keeping impaired drivers off of our streets. Such conduct should be reported to law enforcement. **Driving under the influence of marijuana is illegal.** It is also illegal to consume marijuana while driving. Additionally, Colorado's preclusion against open alcohol containers applies equally to marijuana. **In private vehicles, marijuana must be kept in a sealed container that is not readily accessible to the driver or passengers.**

How will Colorado's marijuana law impact my visit to Boulder County?

Your experience in Boulder County's great outdoors, arts & culture or family-friendly activities will not be affected. The use of marijuana in Colorado is regulated by the state and local jurisdiction, and public use is prohibited. Accordingly, any of our guests or residents will have the same experience now that marijuana is legal. We ask those who choose to exercise their rights to use marijuana to do so discreetly and respectfully of our visitors, residents and outdoor spaces.

What are the consequences if you violate marijuana laws?

Consequences include anything from a fine to jail or a prison sentence depending on the violation. The Boulder County Sheriff's Office encourages marijuana users to know the laws and to do so responsibly, safely and prudently.

What are the health effects of using marijuana?

For information about the health impacts of marijuana use, please visit the National Institute on Drug Abuse resource page at www.drugabuse.gov/publications/drugfacts/marijuana.

Is industrial hemp the same thing as marijuana?

Industrial hemp is not the same thing as marijuana. Though they come from the same plant, hemp commonly refers to the industrial/commercial use of the cannabis stalk and seed for textiles, foods, papers, body care products, detergents, plastics and building materials. Amendment 64 to the Colorado Constitution directed the General Assembly to enact legislation governing the cultivation, processing and sale of industrial hemp. Industrial hemp means a plant of the genus cannabis and any part of the plant, whether growing or not, containing a delta-9 tetrahydrocannabinol concentration of no more than 3/10 of 1% on a dry weight basis. Registration is required for both commercial production as well as for research and development with industrial hemp.

What is a primary caregiver for medical marijuana?

A primary caregiver is a person who has significant responsibility for managing the well-being of a medical marijuana patient who has a debilitating medical condition. In addition to providing medical marijuana, duties can also include making medical appointments, transportation, housekeeping, meal preparation and assisting the patient with compliance with all state regulations. A primary caregiver can possess up to two ounces of marijuana and 6 marijuana plants on behalf of the patient.

Contact Numbers:

Boulder County Marijuana Licensing	303-441-3829
Boulder County Sheriff's Office	303-441-3600
Boulder County Land Use	303-441-3930
Colorado Department of Public Health & Environment (For Caregivers)	303-692-2184
Department of Revenue – Marijuana Enforcement Division	303-205-8421
Marijuana Enforcement Division Tip line (To Report Criminal Activity)	855-277-7500
Colorado Department of Agriculture (For Industrial Hemp)	303-869-9050