



## Marijuana Legal Update

House Bill 15-1305 has created significant changes to the extraction of marijuana concentrate in Colorado. This new code section went into effect on **July 1, 2015**.

- This bill has specifically banned the extraction of marijuana concentrate using an inherently hazardous substance by an unlicensed entity, or person.
  - NEW CODE SECTION
    - **18-18-406.6**
      - This code section must be used when charging an individual with unlawful extraction of marijuana concentrate.
      - This code section makes it a Class 2 Drug Felony.
      - Specifically reads “Inherently Hazardous Substance”
        - This bill bans the following substances:
          - Butane
          - Propane
          - Diethyl Ether
          - Any liquid chemical, compressed gas or commercial product that has a flash point of lower than 38 degrees Celsius or 100 degrees Fahrenheit.
            - Excluding all forms of alcohol or ethanol extraction methods.
    - No explosion is necessary to charge with this code section. If you can prove through testimony and evidence the individual/entity was extracting marijuana concentrate then you may charge under this code section.
      - If there is an explosion due to an unlawful extraction process you may also charge under this code section in addition to any other applicable Title 18 codes.