



CITY OF MARSHALL AGENDA ITEM REPORT

Presenter:	Pamela Whitmore
Meeting Date:	Tuesday, August 8, 2023
Category:	NEW BUSINESS
Type:	ACTION
Subject:	Amending Article 42-V to Prohibit the Use of Cannabis and Hemp in Public Places
Background Information:	<p>Chapter 63 (HF 100*/SF 73) legalized adult-use cannabis in Minnesota, establishes a statewide regulatory framework including requirements for each type of license under this chapter, establishes taxes on the regulated products, amends criminal penalties, expunges certain prior convictions related to cannabis, and provides for temporary regulation of hemp-derived edible cannabinoid products.</p> <p>Under the new law unless a local ordinance prohibits outdoor smoking, Cannabis and Hemp products can be used in most locations with a few exceptions. The State Statute definition of "Public Place" does not include outdoor areas such as parks.</p> <p>144.413 Definitions. Subd.2. Public place. "Public place" means any enclosed, indoor area used by the general public, including, but not limited to, restaurants; bars; any other food or liquor establishment; retail stores and other commercial establishments; educational facilities other than public schools, as defined in section 120A.05, subdivisions 9, 11, and 13; hospitals; nursing homes; auditoriums; arenas; meeting rooms; and common areas of rental apartment buildings.</p>
Fiscal Impact:	
Alternative/ Variations:	
Recommendations:	To recommend ordinance amendments be introduced at a regular city council meeting.