

A BILL FOR AN ORDINANCE

ORDINANCE NO. 10

SERIES OF 2019

INTRODUCED BY: MAYOR PRO TEM LANTZ

AN ORDINANCE AMENDING CHAPTER 9 OF THE GREENWOOD VILLAGE MUNICIPAL CODE TO PROHIBIT THE SALE OF KRATOM

WHEREAS, *Mitragyna speciosa*, known commonly as “kratom”, is a plant with psychoactive properties indigenous to Thailand, Malaysia, Indonesia and Papua New Guinea; and

WHEREAS, the Federal Food and Drug Administration (FDA) has warned consumers against its use over concern that kratom, which affects the same opioid brain receptors as morphine, appears to have properties that expose users to the risks of addiction, abuse, and dependence; and

WHEREAS, the FDA has not approved kratom for medical use or human consumption; and

WHEREAS, Australia, Burma, Poland, Malaysia, Vietnam and Lithuania have explicitly banned kratom by declaring it completely illegal for all purposes, and countries including New Zealand, Germany, Romania, Denmark, and Finland make sale and distribution almost impossible;

WHEREAS, at least six states in the United States have banned kratom, sixteen others are considering bans or restrictions, and only a few have enacted the Kratom Consumer Protection Act promoted by the American Kratom Association; and

WHEREAS, the state of Colorado has not taken any action regarding kratom consumer protections; and

WHEREAS, physicians at the Tri-County Health Department, the district health department for Adams, Arapahoe, and Douglas Counties, have requested that City Council ban the sale of kratom in Greenwood Village; and

WHEREAS, in the interest of the health, safety, and welfare of the citizens of Greenwood Village, City Council believes it prudent to heed the request of Tri-County Health Department to ban the sale of kratom in the Village at least and until such time as standards and regulations are adopted by the state or federal government to protect consumers.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GREENWOOD VILLAGE, COLORADO, ORDAINS:

Section 1. A new Section, 9-24-130, is hereby added to Chapter 9 of the Greenwood Village Municipal Code to read as follows:

Sec. 9-24-130. – Sales of kratom prohibited.

No person shall sell or offer to sell at retail within the City any kratom products intended for human consumption. For purposes of this section, kratom includes any product, material,

compound, mixture or preparation derived from the plant *Mitragyna speciosa*, or containing any quantity of the following substances: 7-Hydroxymitragynine, Mitragynine, and Epicatechin.

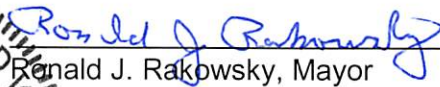
Section 2. Effective Date. This ordinance shall take effect six (6) days after publication following final passage.

INTRODUCED AND APPROVED ON FIRST READING ON THE 1ST DAY OF JULY, 2019, AND ORDERED PUBLISHED IN THE VILLAGER.

ATTEST:


Susan M. Ortiz, MMC



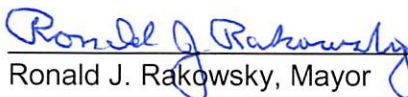

Ronald J. Rakowsky, Mayor

INTRODUCED AND APPROVED ON SECOND READING ON THE 5TH DAY OF AUGUST, 2019, AND ORDERED PUBLISHED BY REFERENCE TO TITLE ONLY.

ATTEST:


Susan M. Ortiz, MMC




Ronald J. Rakowsky, Mayor

EFFECTIVE: AUGUST 14, 2019