



**PROPOSED AMENDMENT TO:**

**S.B. 424: AN ACT REDUCING THE BLOOD ALCOHOL LIMITS FOR  
IMPAIRED DRIVING AND BOATING.**

**(LCO NO. 3194)**

**OFFERED BY: REPRESENTATIVES O'DEA, CARNEY**

1 Add additional sections as follows:

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3 Sec. 501. Section 53a-213a of the general statutes is repealed and the following is  
4 substituted in lieu thereof (*Effective October 1, 2024*):

5 (a) A person is guilty of smoking, otherwise inhaling or ingesting cannabis, as  
6 defined in section 21a-420, while operating a motor vehicle when he or she smokes,  
7 otherwise inhales or ingests cannabis, as defined in section 21a-420, while operating a  
8 motor vehicle upon a public highway of this state or upon any road of any specially  
9 chartered municipal association or of any district organized under the provisions of  
10 chapter 105, a purpose of which is the construction and maintenance of roads and  
11 sidewalks, or in any parking area for ten cars or more, or upon any private road on  
12 which a speed limit has been established in accordance with the provisions of section  
13 14-218a or upon any school property. No person shall be convicted of smoking or  
14 otherwise inhaling or ingesting cannabis while operating a motor vehicle and  
15 possessing or having under such person's control a controlled substance upon the same  
16 transaction. A person may be charged and prosecuted for either or each such offense, a  
17 violation of operating a motor vehicle while under the influence of any drug and any  
18 other applicable offense upon the same information.

19 (b) Smoking, otherwise inhaling or ingesting cannabis while operating a motor  
20 vehicle is a class C misdemeanor.

21 [(c) No peace officer shall stop a motor vehicle for a violation of this section if such  
22 violation is the sole reason for such stop.]

23 Sec. 502. Section 53a-213b of the general statutes is repealed and the following is  
24 substituted in lieu thereof (*Effective October 1, 2024*):



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25 (a) A person is guilty of smoking or otherwise inhaling or ingesting cannabis, as  
26 defined in section 21a-420, in a motor vehicle when he or she smokes or otherwise  
27 inhales or ingests cannabis in a motor vehicle that is being operated by another person  
28 upon a public highway of this state or upon any road of any specially chartered  
29 municipal association or of any district organized under the provisions of chapter 105, a  
30 purpose of which is the construction and maintenance of roads and sidewalks, or in any  
31 parking area for ten cars or more, or upon any private road on which a speed limit has  
32 been established in accordance with the provisions of section 14-218a or upon any  
33 school property. No person shall be convicted of smoking or otherwise inhaling or  
34 ingesting cannabis as a passenger in a motor vehicle and possessing or having under  
35 such person's control a controlled substance upon the same transaction, but such person  
36 may be charged and prosecuted for both offenses upon the same information.

37 (b) Smoking or otherwise inhaling or ingesting cannabis in a motor vehicle is a class  
38 D misdemeanor.

39 [(c) No peace officer shall stop a motor vehicle for a violation of this section if such  
40 violation is the sole reason for such stop.]

41 Sec. 503. Section 54-33p of the general statutes is repealed (*Effective October 1, 2024*):

42 Statement of Purpose: To restore the ability of a law enforcement officer to stop a motor vehicle  
43 based on a suspicion that the operator is using cannabis while operating such motor vehicle.