



## 103RD GENERAL ASSEMBLY

### State of Illinois

2023 and 2024

HB1206

Introduced 1/31/2023, by Rep. Curtis J. Tarver, II

#### SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-502.1  
625 ILCS 5/11-502.15

Amends the Illinois Vehicle Code. In provisions concerning possession of medical cannabis or cannabis in a motor vehicle upon a highway in this State, provides that the medical cannabis or cannabis must be in a secured, sealed or resealable, and child-resistant container (instead of a secured, sealed or resealable, odor-proof, and child-resistant medical cannabis or cannabis container).

LRB103 00017 NLB 45017 b

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Illinois Vehicle Code is amended by  
5 changing Sections 11-502.1 and 11-502.15 as follows:

6 (625 ILCS 5/11-502.1)

7 Sec. 11-502.1. Possession of medical cannabis in a motor  
8 vehicle.

9 (a) No driver, who is a medical cannabis cardholder, may  
10 use medical cannabis within the passenger area of any motor  
11 vehicle upon a highway in this State.

12 (b) No driver, who is a medical cannabis cardholder, a  
13 medical cannabis designated caregiver, medical cannabis  
14 cultivation center agent, or dispensing organization agent may  
15 possess medical cannabis within any area of any motor vehicle  
16 upon a highway in this State except in a secured, sealed or  
17 resealable, ~~odor proof,~~ and child-resistant ~~medical cannabis~~  
18 container that is inaccessible.

19 (c) No passenger, who is a medical cannabis card holder, a  
20 medical cannabis designated caregiver, or medical cannabis  
21 dispensing organization agent may possess medical cannabis  
22 within any passenger area of any motor vehicle upon a highway  
23 in this State except in a secured, sealed or resealable,

1 ~~odor-proof,~~ and child-resistant ~~medical-cannabis~~ container  
2 that is inaccessible.

3 (d) Any person who violates subsections (a) through (c) of  
4 this Section:

5 (1) commits a Class A misdemeanor;

6 (2) shall be subject to revocation of his or her  
7 medical cannabis card for a period of 2 years from the end  
8 of the sentence imposed; and

9 (3) shall be subject to revocation of his or her  
10 status as a medical cannabis caregiver, medical cannabis  
11 cultivation center agent, or medical cannabis dispensing  
12 organization agent for a period of 2 years from the end of  
13 the sentence imposed.

14 (Source: P.A. 101-27, eff. 6-25-19; 102-98, eff. 7-15-21;  
15 102-558, eff. 8-20-21.)

16 (625 ILCS 5/11-502.15)

17 Sec. 11-502.15. Possession of adult use cannabis in a  
18 motor vehicle.

19 (a) No driver may use cannabis within the passenger area  
20 of any motor vehicle upon a highway in this State.

21 (b) No driver may possess cannabis within any area of any  
22 motor vehicle upon a highway in this State except in a secured,  
23 sealed or resealable, ~~odor-proof,~~ child-resistant ~~cannabis~~  
24 container that is inaccessible.

25 (c) No passenger may possess cannabis within any passenger

1 area of any motor vehicle upon a highway in this State except  
2 in a secured, sealed or resealable, ~~odor proof,~~  
3 child-resistant ~~cannabis~~ container that is inaccessible.

4 (d) Any person who knowingly violates subsection (a), (b),  
5 or (c) of this Section commits a Class A misdemeanor.

6 (Source: P.A. 101-27, eff. 6-25-19; 102-98, eff. 7-15-21.)