

FIRST REGULAR SESSION

HOUSE BILL NO. 295

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE HADEN.

0855H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 577, RSMo, by adding thereto one new section relating to the offense of possession of an open container of marijuana in a motor vehicle, with a penalty provision.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 577, RSMo, is amended by adding thereto one new section, to be known as section 577.022, to read as follows:

577.022. 1. A person commits the offense of possession of an open container of marijuana in a motor vehicle if the person possesses an open container of marijuana in the motor vehicle that is on a public thoroughfare, including state roads; county roads; and public streets, avenues, boulevards, parkways, or alleys, or any public highway.

2. The offense of possession of an open container of marijuana in a motor vehicle is a class A misdemeanor.

3. As used in this section, the following terms mean:

(1) "Open container of marijuana", marijuana, or a marijuana product, that is not stored in a secured, sealed or resealable, odor-proof, child-resistant package, container, or receptacle;

(2) "Person", includes the driver or any passenger within the passenger area of the motor vehicle.

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EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.