



General Assembly

**Amendment**

January Session, 2023

LCO No. 8039



Offered by:

REP. CANDELORA V., 86<sup>th</sup> Dist.  
REP. O'DEA, 125<sup>th</sup> Dist.  
REP. RUTIGLIANO, 123<sup>rd</sup> Dist.  
REP. ACKERT, 8<sup>th</sup> Dist.

REP. PERILLO J., 113<sup>th</sup> Dist.  
REP. ZUPKUS, 89<sup>th</sup> Dist.  
REP. HOWARD, 43<sup>rd</sup> Dist.

To: Subst. Senate Bill No. 1195

File No. 568

Cal. No. 515

**"AN ACT ESTABLISHING SECONDARY TRAFFIC VIOLATIONS."**

1 After the last section, add the following and renumber sections and  
2 internal references accordingly:

3 "Sec. 501. Section 53a-213a of the general statutes is repealed and the  
4 following is substituted in lieu thereof (*Effective October 1, 2023*):

5 (a) A person is guilty of smoking, otherwise inhaling or ingesting  
6 cannabis, as defined in section 21a-420, while operating a motor vehicle  
7 when he or she smokes, otherwise inhales or ingests cannabis, as  
8 defined in section 21a-420, while operating a motor vehicle upon a  
9 public highway of this state or upon any road of any specially chartered  
10 municipal association or of any district organized under the provisions  
11 of chapter 105, a purpose of which is the construction and maintenance  
12 of roads and sidewalks, or in any parking area for ten cars or more, or  
13 upon any private road on which a speed limit has been established in

14 accordance with the provisions of section 14-218a or upon any school  
15 property. No person shall be convicted of smoking or otherwise  
16 inhaling or ingesting cannabis while operating a motor vehicle and  
17 possessing or having under such person's control a controlled substance  
18 upon the same transaction. A person may be charged and prosecuted  
19 for either or each such offense, a violation of operating a motor vehicle  
20 while under the influence of any drug and any other applicable offense  
21 upon the same information.

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

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

26 Sec. 502. Section 53a-213b of the general statutes is repealed and the  
27 following is substituted in lieu thereof (*Effective October 1, 2023*):

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

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

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

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	<i>October 1, 2023</i>	53a-213a
Sec. 502	<i>October 1, 2023</i>	53a-213b