

# SB0125



## 103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

SB0125

Introduced 1/24/2023, by Sen. Rachel Ventura

### SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-502.15

Amends the Illinois Vehicle Code. Provides that the odor of burnt or raw cannabis in a motor vehicle by itself shall not constitute probable cause for the search of a motor vehicle or person.

LRB103 05307 HEP 50325 b

A BILL FOR

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 Section 11-502.15 as follows:

6 (625 ILCS 5/11-502.15)

7 Sec. 11-502.15. Possession of adult use cannabis in a  
8 motor vehicle.

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

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

15 (c) No passenger may possess cannabis within any passenger  
16 area of any motor vehicle upon a highway in this State except  
17 in a secured, sealed or resealable, odor-proof,  
18 child-resistant cannabis container that is inaccessible.

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

21 (e) The odor of burnt or raw cannabis in a motor vehicle by  
22 itself shall not constitute probable cause for the search of a  
23 motor vehicle or person.

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