

ORDINANCE NO. 80-716

AN ORDINANCE AMENDING ARTICLE VIII OF CHAPTER 22, OFFENSES OF THE CODE OF ORDINANCES FOR THE CITY OF WARREN TO PROHIBIT THE TRANSPORT OF USABLE MARIHUANA IN OR UPON A MOTOR VEHICLE UNDER CERTAIN CIRCUMSTANCES.

THE CITY OF WARREN ORDAINS:

SECTION 1. That Section 22-191, Chapter 22, Article VIII, of the Code of Ordinances of the City of Warren, Michigan **which presently reads as follows:**

Sec. 22-191. Possession, sale and use prohibited.

Except as lawfully allowed by applicable state or federal law, it shall be unlawful for any person to possess, use, or provide to another person marihuana as defined in the Michigan Public Health Code, MCL 333.7101 et seq.; or the United States Controlled Substances Act, 21 USC Sec. 801 et seq.

Is hereby amended to read as follows:

Sec. 22-191. Possession, use, and transport prohibited.

- (a) Except as lawfully allowed by applicable state or federal law, it shall be unlawful for any person to possess, use, or provide to another person marihuana as defined in the Michigan Public Health Code, MCL 333.7101 et seq.; or the United States Controlled Substances Act, 21 USC Sec. 801 et seq.
- (b) A person shall not transport or possess usable marihuana as defined by the Michigan Medical Marihuana Act in or upon a motor vehicle or any self-propelled vehicle designed for land travel unless the usable marihuana is 1 or more of the following:
 - (1) Enclosed in a case that is carried in the trunk of the vehicle; or
 - (2) Enclosed in a case that is not readily accessible from the interior of the vehicle, if the vehicle in which the person is traveling does not have a trunk.
- (c) A person who violates subsection (b) is guilty of a misdemeanor punishable by imprisonment for not more than 93 days or a fine of not more than \$500, or both.

SECTION 2. This Ordinance shall take effect on February 3, 2014.

I HEREBY CERTIFY that the foregoing Ordinance No. 80-716 was adopted by the Council for the City of Warren at its meeting held on January 14, 2014.

PAUL WOJNO
City Clerk

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