



General Assembly

Substitute Bill No. 7372

January Session, 2019



AN ACT CONCERNING DRIVING WHILE UNDER THE INFLUENCE OF AN INTOXICATING DRUG.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2019*) (a) A person is guilty of
2 smoking or otherwise inhaling or ingesting a cannabis-type substance
3 while operating a motor vehicle when such person smokes, otherwise
4 inhales or ingests a cannabis-type substance while operating a motor
5 vehicle upon a public highway of this state or upon any road of any
6 specially chartered municipal association or of any district organized
7 under the provisions of chapter 105 of the general statutes, a purpose
8 of which is the construction and maintenance of roads and sidewalks,
9 or in any parking area for ten cars or more, or upon any private road
10 on which a speed limit has been established in accordance with the
11 provisions of section 14-218a of the general statutes or upon any school
12 property. For purposes of this section, "cannabis-type substance"
13 means any of the substances described as "cannabis-type substances"
14 in section 21a-240 of the general statutes.

15 (b) Smoking or otherwise inhaling or ingesting a cannabis-type
16 substance while operating a motor vehicle is a class C misdemeanor.

17 Sec. 2. (NEW) (*Effective October 1, 2019*) (a) A person is guilty of
18 smoking a cannabis-type substance in a motor vehicle as a passenger

19 when such person smokes a cannabis-type substance in a motor
20 vehicle that is being operated by another person upon a public
21 highway of this state or upon any road of any specially chartered
22 municipal association or of any district organized under the provisions
23 of chapter 105 of the general statutes, a purpose of which is the
24 construction and maintenance of roads and sidewalks, or in any
25 parking area for ten cars or more, or upon any private road on which a
26 speed limit has been established in accordance with the provisions of
27 section 14-218a of the general statutes or upon any school property.
28 For purposes of this section, "cannabis-type substance" means any of
29 the substances described as "cannabis-type substances" in section 21a-
30 240 of the general statutes.

31 (b) Smoking a cannabis-type substance in a motor vehicle as a
32 passenger is a class C misdemeanor.

33 Sec. 3. (*Effective July 1, 2019*) (a) The Office of Policy and
34 Management shall, within available resources, administer a grant
35 program to provide grants-in-aid to reimburse each municipality for
36 the costs associated with the training and certification of sworn
37 members of such municipality's police department or of constables,
38 police officers or other persons who perform criminal law enforcement
39 duties under the supervision of a resident state trooper serving such
40 municipality as drug recognition experts. Any such municipality may
41 apply for such grants-in-aid to the Secretary of the Office of Policy and
42 Management in such manner as prescribed by said secretary. Such
43 grants-in-aid shall be distributed as provided in subsection (b) of this
44 section.

45 (b) (1) Any municipality that incurred costs for the training and
46 certification described in subsection (a) of this section during the fiscal
47 year ending June 30, 2019, shall, within available resources, be
48 reimbursed for up to one hundred per cent of the costs associated with
49 such training and certification.

50 (2) Any municipality that incurs costs for the training and

51 certification described in subsection (a) of this section for the fiscal
52 years ending June 30, 2020, and June 30, 2021, shall, within available
53 resources, be reimbursed for up to one hundred per cent of the costs
54 associated with such training and certification.

55 (c) For purposes of this section, "drug recognition expert" means a
56 person certified by the International Association of Chiefs of Police as
57 having met all requirements of the International Drug Evaluation and
58 Classification Program.

59 Sec. 4. (*Effective July 1, 2019*) (a) The sum of five hundred thousand
60 dollars is appropriated to the Department of Emergency Services and
61 Public Protection, from the General Fund, for the fiscal year ending
62 June 30, 2020, for the purposes of training and certification of sworn
63 members of the Division of State Police as drug recognition experts, as
64 defined in section 3 of this act.

65 (b) The sum of five hundred thousand dollars is appropriated to the
66 Department of Emergency Services and Public Protection, from the
67 General Fund, for the fiscal year ending June 30, 2021, for the purposes
68 of training and certification of sworn members of the Division of State
69 Police as drug recognition experts, as defined in section 3 of this act.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2019</i>	New section
Sec. 2	<i>October 1, 2019</i>	New section
Sec. 3	<i>July 1, 2019</i>	New section
Sec. 4	<i>July 1, 2019</i>	New section

JUD *Joint Favorable Subst.*